

**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 **February, 2014** at **9:00 a.m.** in the **Kendall County Courthouse, Third Floor Assembly Room**, 201 E. San Antonio Avenue, 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 the Minutes for January 27, 2014: Sally Peters, Deputy Clerk/Administrative Assistant
3. Consideration and action on the approval of accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
4. Presentation of January Sales Tax Report: Sheryl D'Spain, County Treasurer
5. Consideration and action to approve October and November 2013 (Fiscal Year 2014) Cash Summaries: Sheryl D'Spain, County Treasurer
6. Consideration and action to approve the Resolution for application for the General Victim Assistance Grant for the 2014-2015 grant year: Don Allee, County Attorney
7. Consideration and action to allow the distribution of sack lunches, by donation, to Kendall County employees to support the County's Relay For Life team, Kendall County Cancer Crusaders. All funds raised go to the American Cancer Society: Juanita Espino, Human Resources Director
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. *Comments are limited to 3 minutes.*

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9. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal
10. Discussion concerning vacancies in County Offices: Darrel L. Lux, County Judge / Don Allee, County Attorney
11. Consideration and action to pay Facilities Maintenance employees for emergency call out time: Robert Kinsey, Facilities Manager / Darrel L. Lux, County Judge
12. Consideration and action to pay Road & Bridge employees for emergency call out time: Ricky Pfeiffer, Road Superintendent / Darrel L. Lux, County Judge
13. Consideration and action regarding Pedernales Electric Cooperative's request to stage equipment at the Kendalia Road & Bridge yard for half of a day on April 29, 2014: Ricky Pfeiffer, Road Superintendent / Darrel L. Lux, County Judge
14. Consideration and action on accepting a fee simple deed for the extension of Comfort Place and its attendant right-of-way from Comfort Place Apartments, L.P.: Kenneth M. Rusch, Commissioner Precinct 4 / Terry Anderson, County Engineer
15. Consideration and action on requesting Verizon, Time Warner and Guadalupe Valley Telephone Cooperative (GVTC) to relocate their lines along Herff Road at their expense for the widening of the right-of-way of Herff Road in accordance with Subchapter C, Section 181.046 of the Texas Utilities Code: Gene Miertschin, Commissioner Precinct 2 / Terry Anderson, County Engineer
16. Consideration and action on a request for relief from platting requirements and minimum road frontage in accordance with Sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division of $\pm 2,100$ acres would result in three tracts of ± 200 , ± 211 , and $\pm 1,687$ acres with access over a 60-foot roadway easement and a 30-foot fee simple strip (Perry T. Donop III): Richard J. Chapman, Commissioner Precinct 3
17. Consideration and action on an Amending Plat of River Mountain Ranch, Section 2, Lots 459 and 460 into Lot 460A in accordance with Section 209 of the Kendall County Development Rules and Regulations (Jordan T. Helms, Alexandra Joy Miller): Gene Miertschin, Commissioner Precinct 2
18. Consideration and action to approve the unfunded direct fiber connection between the Kendall County Sheriff's Office and the Boerne Police Department. This connection is necessary to implement the new Law Enforcement Software being installed by Tyler Technology. The recurring cost is \$600.00 per month, no installation costs: Gene Miertschin, Commissioner Precinct 2
19. Consideration and action on establishing a time and date for the Court to formulate a Long Range Strategic Plan: Richard J. Chapman, Commissioner Precinct 3

20. Present 2013 Report for Sheriff's Office: Al Auxier, County Sheriff

BREAK

EXECUTIVE SESSION (Closed to public)

Pursuant to Chapter 551 of the Texas Government Code

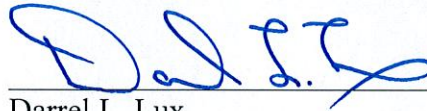
- I. The Court will meet in Executive Session pursuant to Section 551.071 to seek the advice of the County Attorney and / or attorney(s) representing the County, concerning pending and / or threatened litigation, settlement offers and / or matters in which the duties of the attorney(s) under the Texas Rules of Professional Conduct of the State Bar of Texas require confidential communications. Specific topics to be discussed are as follows:**
 - 1. County authority and obligations concerning subdivisions, county roads and bridges**
 - 2. Guy James Gray vs. Kendall County**
- II. 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**
- III. 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 the Indigent Health Office**
 - 2. Duties and responsibilities of the County Auditor**
 - 3. Duties and responsibilities of the County Development Manager**
 - 4. Duties and responsibilities of the County Attorney's Office**

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

21. Consideration and action concerning purchase of right-of-way and easements for the Herff Road Project: Don Allee, County Attorney

ADJOURNMENT

Dated this the 5th day of February, 2014.



Darrel L. Lux
Kendall County Judge

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 Avenue on the 6th day of February, 2014.



Darlene Herrin
County Clerk

Posted at 3:00 p.m. on the 6th day of February, 2014—*sup*

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.