

**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 **23rd** day of **May 2016** 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

1. Call to Order - 9:00 a.m.
Pledge of allegiance to the United States Flag
Pledge of allegiance to the Texas Flag
Comments from the bench
2. Consideration and action on approval of the Minutes for May 9, 2016: Sally Peters, Deputy Clerk/Administrative Assistant
3. Presentation of Service Awards:
30 years: Marybeth Booth, Extension Office
5 years: Justin Henthorne, Sheriff's Office
4. Introductions / Recognitions
5. Consideration and action on the approval of FY2016 Budget Adjustments and Emergency Declarations: Corinna Speer, County Auditor
6. Consideration and action on the approval of accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
7. Consideration and action concerning the appointment of Brian Vaughan as Constable for Precinct 4: Chad Carpenter, Commissioner Precinct 4 / Darrel L. Lux, County Judge
8. Presentation of Certificate of Recognition to the Kendall County Sheriff's Office by the Texas Police Chiefs Association Foundation for the Texas Law Enforcement Best Practices Recognition Program: Al Auxier, County Sheriff
9. Presentation concerning the Miralomas Subdivision project: Mike Fincke, Commissioner Precinct 1 / Nicholas Prouty, President, Miralomas Development

10. Consideration and approval of an order by Commissioners Court of Kendall County, Texas authorizing the issuance of "Kendall County, Texas Limited Tax General Obligation Bonds, Series 2016"; Levying an annual ad valorem tax, within the limitations prescribed by law, for the payment of the bonds; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale and delivery of the bonds, including the approval and distribution of an official statement pertaining thereto; authorizing the execution of a paying agent/registrar agreement, and an official bid form; complying with the letter of representations on file with the depository trust company; and providing an effective date: Corinna Speer, County Auditor / Duane Westerman, SAMCO Capital Markets
11. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal
12. **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.*
13. Consideration and action on the Final Plat of High Point Ranch Subdivision, Phase 4, Kendall County, Texas, in accordance to Section 204 of the Kendall County Development Rules and Regulations. The proposed subdivision consisting of 150.83 acres, 25 residential lots, 2920 linear feet of roadway for a density of 6.03 acres per lot. The cumulative density of Phase 1, 2, 3, and 4 of 6.02 acres per lot. The proposed subdivision will be served by individual water wells and on-site sewage treatment (Jay Patterson, Southerland Land Development): Tommy Pfeiffer, Commissioner, Precinct 3 / Rick Tobolka, County Development Manager
14. Consideration and action on accepting a subdivision bond for High Point Ranch Subdivision, Phase 4, in the amount of \$365,040.05 for the construction of roads and drainage (Jay Patterson, Southerland Land Development): Tommy Pfeiffer, Commissioner, Precinct 3 / Rick Tobolka, County Development Manager
15. Consideration and action on a request for relief from minimum building setback of 50 feet in accordance to Section 300.1100 of the Kendall County Development Rules and Regulations. The proposed building set back of 25 feet was approved by the Diamond Ridge Architectural control committee: Mike Fincke, Commissioner, Precinct 1 / Rick Tobolka, County Development Manager
16. Consideration and action on a request for relief from replatting fees for the Waring Volunteer Fire Department: Chad Carpenter, Commissioner Precinct 4 / Darrel L. Lux, County Judge
17. Consideration and action on the approval of the Monthly Reports for April 2016: Corinna Speer, County Auditor
18. Consideration and action on approving the job description for Parks Manager: Juanita Espino, Human Resources Director
19. Consideration and action on approving the job description for Information Desk/Translator: Juanita Espino, Human Resources Director / Darrel L. Lux, County Judge

20. Consideration and action to approve the following:
 - 1) closing the following streets in Comfort from 9:30 a.m. to 12:30 p.m. for the 4th of July parade on Saturday, July 2, 2016: Idlewilde Boulevard, Daniel Drive, Edgewood Drive, part of Highway 87 and Highway 27, Lindner Avenue, High Street, and 5th Street and
 - 2) granting permission to block off Main Street from Highway 27 to Fifth Street between the hours of 6:00 a.m. to 3:00 p.m. allowing access only for emergency and other authorized vehicles and
 - 3) closing the 400 block to the 700 block of Seventh Street from 6:00 a.m. to 7:00 p.m. for pedestrian traffic and vendor booths:
Chad Carpenter, Commissioner Precinct 4
21. Consideration and action on a letter of permission from Commissioners Court to the Comfort Chamber of Commerce for the Texas Alcoholic Beverage Commission (TABC) to allow the Chamber to sell beer and wine at their booth on Seventh Street at High Street and at the Comfort Park during Comfort's 4th of July event on Saturday, July 2, 2016: Chad Carpenter, Commissioner Precinct 4
22. Status report on Herff Road Phase II: Rick Tobolka, Interim County Engineer
23. Summary of road activities for April 2016: Ricky Pfeiffer, Road Supervisor
24. Summary of operations activities for April 2016: Jean Maxwell, Operations Supervisor
25. Consideration and action on paying Road & Bridge employees for emergency call out time: Ricky Pfeiffer, Road Supervisor
26. Consideration and action on approving Kendall County Order No. 05-23-2016 adopting the new State of Texas Food Establishment Rules: Brenda Bell, Health Department
27. Discussion concerning appointment of 451st District Judge and Criminal District Attorney of Kendall County by the Governor, normal timeline for appointments, and related matters. Action as appropriate: Darrel L. Lux, County Judge
28. Consideration and action on authorizing the transfer of funds to purchase a computer for Department 565, specifically: \$390 from 10-565-53100 (Office Supplies), \$800 from 10-565-53330 (Operating), and \$65 from 10-565-54530 (Radio/Radar Repair & Maintenance) to 10-565-55510 (Data Processing Equipment): Trooper Eric Kendrick, DPS / Corinna Speer, County Auditor

BREAK

EXECUTIVE SESSION (Closed to public)

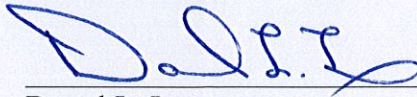
Pursuant to Chapter 551 of the Texas Government Code

- 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. Five Oaks Holding LLC D/B/A Bella Springs Special Events Venue vs. B. Scott Kehoe and Tanita F. White Kehoe**
- 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. Capital improvements / real estate**
- 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 EMS Department**
 - 2. Duties and responsibilities of the County Judge**
 - 3. Duties and responsibilities of the County Attorney's Office**
 - 4. Duties and responsibilities of Operations – Road & Bridge**
 - 5. Duties and responsibilities of the Facilities Department**

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

ADJOURNMENT

Dated this the 19th day of May 2016.



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 19th day of May 2016.



Darlene Herrin
County Clerk

Posted at 4:45 p.m. on the 19th day of May 2016—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.