

**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 **12th** day of **September 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 the approval of the Minutes for August 22 & 26, 2016 and September 1 & 6, 2016: Sally Peters, Deputy Clerk/Administrative Assistant
3. Consideration and action on proclaiming the month of September as Hunger Action Month in Kendall County: Darrel L. Lux, County Judge / Mario Obledo, Jr., Chief of Government & Public Affairs, San Antonio Food Bank
4. Consideration and action on the approval of FY2016 Budget Adjustments: Corinna Speer, County Auditor
5. Consideration and action on the approval of accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
6. Consideration and action on the approval of the Joint Election Agreement for the November 8, 2016 General Election: Staci Decker, Elections Administrator
7. Consideration and action on the Investment Policy for 2016: Sheryl D'Spain, County Treasurer
8. Presentation of Sales Tax Report: Sheryl D'Spain, County Treasurer
9. Consideration and action concerning the Comfort Athletic Booster Club's request to use Faltin Field in Comfort for the annual Homecoming Bonfire on Wednesday, September 21, 2016: Darrel L. Lux, County Judge / Chad Carpenter, Commissioner Precinct 4

10. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal
11. 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.
12. Consideration and action to set the Sheriff and Constable fees for 2017: Darrel L. Lux, County Judge
13. Public Hearing (9:30 a.m.) – Pursuant to Transportation Code Section 251.152, the Court will receive comments from the public regarding the proposed order regulating vehicular traffic on the following county roads:
 - Precinct 2--Add stop signs on Joe Klar Road, both directions, at the intersection with Coveney Trail
 - Precinct 3--Change the existing No Parking Zone on Edge Falls Road at Curry Creek to a No Parking Tow Away Zone
 - Precinct 4--Crosswalk across Alamo Road, 89 feet from Old No. 9 Hwy;
 - No Parking Zones on Alamo Road (1) 89 feet from Old No. 9 Hwy extending 486 feet east on the south side of the road and (2) 89 feet from Old No. 9 Hwy, extending 546 feet east on the north side of the road;
 - No Parking Zone, 435 feet on both sides of Old No. 9 Highway, from the intersection of Alamo Road South and from the intersection of Alamo Road NorthDarrel L. Lux, County Judge
14. Consideration and action to adopt Kendall County Order No. 09-12-2016B pursuant to Transportation Code Section 251.151, for the purpose of regulating vehicular traffic on county roads: Darrel L. Lux, County Judge
15. Public Hearing (9:45 a.m.) – The Court will receive comments from the public regarding the Fiscal Year 2017 Proposed Budget: Corinna Speer, County Auditor
16. Consideration and action on adopting the Fiscal Year 2017 Budget: Corinna Speer, County Auditor
17. (10:00 a.m.) Consideration and action to adopt a 2016 County Property Tax Rate of \$.4127 per \$100. taxable value, being \$.346487 for Maintenance and Operations and \$.066213 for Debt Service: James Hudson, County Tax Assessor-Collector
18. Consideration and action to adopt discounts for early payment of County Property Taxes – 3% discount if paid in October, 2% if paid in November, and 1% if paid in December: James Hudson, County Tax Assessor-Collector
19. Consideration and action on authorizing the County Judge to sign required forms for execution of an Emergency Watershed Protection grant through NRCS for damage resulting from the May 2015 flood: Rick Tobolka, County Development Manager

20. Consideration and action on an Amending Plat creating Outlot 59A and Outlot 76A, Town of Comfort, Kendall County, Texas, in accordance to Section 209 of the Kendall County Development Rules and Regulations. The purpose of the Amending Plat is to relocate a common lot line between the two tracts (Karen F. Driskill): Chad Carpenter, Commissioner Precinct 4 / Rick Tobolka, County Development Manager
21. Consideration and action on an Amending Plat of Lots 50A and 50B, Block 1, and a portion of Lot 1001, Block 2, known as Camino Del Reserve North, The Reserve at Falling Water, Kendall County, Texas, creating Lots 50A-1 and 50B-1 in accordance to Section 209 of the Kendall County Development Rules and Regulations. The purpose of the Amending Plat is to relocate lot lines (Calvin & Cathy Bench, Cabazon Holdings LLC): Chad Carpenter, Commissioner Precinct 4 / Rick Tobolka, County Development Manager
22. Consideration and action on an Amending Plat of Lot 1A-1, Lot 2A and Lot 34, Kendall Woods Estates, Unit 2, Kendall County, Texas in accordance to Section 209 of the Kendall County Development Rules and Regulations creating Lots 2A-1 and 34A (Claude H. & Linda S. Flick): Tommy Pfeiffer, Commissioner Precinct 3 / Rick Tobolka, County Development Manager
23. Consideration and action on an Amending Plat of Lots 13 and part of Lot 14, Kendall Ranch Estates, Kendall County, Texas, in accordance to Section 209 of the Kendall County Development Rules and Regulations creating Lots 13A and 14A. The purpose of the Amending Plat is to relocate a common lot line (Mira A. Jubela, Lora Beth Escalante): Richard Elkins, Commissioner Precinct 2 / Rick Tobolka, County Development Manager
24. Consideration and action concerning the INTERLOCAL AGREEMENT FOR THE PAYMENT OF FUNDS FOR THE HIGHWAY 46 EAST FROM HERFF ROAD TO AMMANN ROAD IMPROVEMENT PROJECT: Darrel L. Lux, County Judge
25. Consideration and action concerning renewing the lease agreement with the Cow Creek Groundwater Conservation District: Don Allee, County Attorney
26. Consideration and action concerning the construction materials testing proposal from Rock Engineering for the EMS facility: Darrel L. Lux, County Judge / Lorraine Dailey, President, LMD Architects
27. Presentation by MJ Boyle of the Kendall County EMS Facility Guaranteed Maximum Price reconciliation after bidding: Mike Boyle, President, MJ Boyle / Darrel L. Lux, County Judge
28. Consideration and action on extending the Interlocal Government Agreement between Kendall County and the City of Boerne to share facilities: Darrel L. Lux, County Judge
29. Consideration and action on paying Operations employee for emergency call out time: Jean Maxwell, Operations Supervisor

BREAK

EXECUTIVE SESSION (Closed to public)

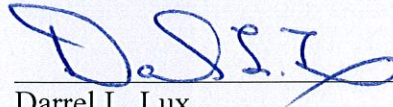
Pursuant to Chapter 551 of the Texas Government Code

- 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 property, roads and bridges**
 - 2. Five Oaks Holding LLC D/B/A Bella Springs Special Events Venue, Plaintiffs vs. B. Scott Kehoe and Tanita F. White Kehoe, Defendants**
 - 3. Richard Wagner, Beverly Wagner, Steven Clouse, Gerardine Clouse, Jeff Jureczki, Tiffany Jureczki, Robert C. Chambers, Rena M. Chambers, Sandra Glomski, Jeff Dunklin and Karen Brickey, Plaintiffs vs. Thomas David White, Jennifer White, Tanita Faye Kehoe and Scott Kehoe, Defendants**
- II. 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 County Attorney**
 - 2. Duties and responsibilities of the Parks Manager**
 - 3. Duties and responsibilities of the Fire Marshal and the Assistant Fire Marshal**
 - 4. Duties and responsibilities of the EMS Department**

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

ADJOURNMENT

Dated this the 8th day of September 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 8th day of September 2016.



Darlene Herrin
County Clerk

Posted at 3:30 p.m. on the 8th day of September 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.