

**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 **April 2017** 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 March 27, 2017: Sally Peters, Deputy Clerk/Administrative Assistant
3. Consideration and action on the approval of amending the FY2017 budget through new revenue certification and budget adjustments: Corinna Speer, County Auditor
4. Consideration and action on the approval of accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
5. Consideration and action on proclaiming the month of April as Parkinson's Disease Awareness Month in Kendall County: LaNell Day, Chairman, Hills of Texas Parkinson's Support Group Advisory Board / Darrel L. Lux, County Judge
6. Presentation of the proposed Biedenharn Development and creation of Kendall County WCID #3. Action as necessary: Christina Bergmann, Commissioner Precinct 1
7. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal
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.

9. Consideration and action concerning proposed mixed-use community district and R-4, Multi-Family Residential District at 17 Herff Road, Boerne, Texas: Richard Elkins, Commissioner Precinct 2
10. Consideration and action on the release of the Subdivision Bond for High Point Ranch, Phase II, for roadway and drainage in the amount of \$924,456.07: Tommy Pfeiffer, Commissioner Precinct 3 / Rick Tobolka, County Engineer
11. Consideration and action on accepting a Maintenance Bond for High Point Ranch, Phase II, for roadway and drainage in the amount of \$138,668.41. The Maintenance Bond is effective for one year beginning April 10, 2017: Tommy Pfeiffer, Commissioner Precinct 3 / Rick Tobolka, County Engineer
12. Consideration and action on accepting a Cash Deposit Financial Guarantee for Pleasant Valley Business Park in the amount of \$313,045.00 in accordance to Financial Guarantee Cash Deposit Agreement. The Financial Guarantee is for construction of roadway, drainage, detention and public water supply: Richard Elkins, Commissioner Precinct 2 / Rick Tobolka, County Engineer
13. Consideration and action on a Final Development Plat of Pleasant Valley Business Park in accordance to Kendall County Order No. 06-27-2016A and Sections 203, 204 and 205 of the Kendall County Development Rules and Regulations. The proposed non-residential subdivision would create 17 lots out of 26 acres for an average density of 1.53 acres per lot and 1,563 linear feet of private roadway. The proposed subdivision would be served by a public water supply and on-site sewage facilities (Pulumbo, Gramling): Richard Elkins, Commissioner Precinct 2 / Rick Tobolka, County Engineer
14. Consideration and action on a request for relief from platting requirements and road frontage in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division would create a ±40-acre tract with access over a 60-foot easement for roadway purposes to Upper Cibolo Creek Road. The ±2.5-acre remainder of the parent tract is described in Exhibit A-page(s) 1-3 of the Memorandum of Understanding and Agreement, concerning Bella Springs Road, approved by Commissioners Court March 27, 2017: Don Durden, Commissioner Precinct 4 / Rick Tobolka, County Engineer
15. Consideration and action concerning Assistant Criminal District Attorney - Civil: Nicole S. Bishop, Criminal District Attorney
16. Consideration and action concerning Victim Services funding reallocation: Nicole S. Bishop, Criminal District Attorney
17. Consideration and action to accept the Racial Profiling Reports for Precinct 3 and Precinct 4 constables: Gene Serene, Constable Precinct 3 / Brian Vaughan, Constable Precinct 4
18. Consideration and action concerning the Interlocal Cooperation Agreement Between Comfort Independent School District and Kendall County: Al Auxier, County Sheriff

19. Consideration and action on selecting a chairman for the Safety Committee: Robert Kinsey, Facilities Manager and Safety Committee Chairman
20. Consideration and action on transferring old ambulance unit 280 to the Road & Bridge Department: Jeffery Fincke, EMS Administrator
21. Consideration and action on renewing Physio-Control service agreement for four Life-Pak 17 Monitors and four Lucas CPR devices: Jeffery Fincke, EMS Administrator
22. Consideration and action concerning hiring a Park Maintenance Technician: Daniel Vetter, Parks Manager
23. Consideration and action on paying Road & Bridge employees for emergency call out time: Ricky Pfeiffer, Road Supervisor
24. Review and accept the Fiscal Year 2016 Annual Audit: Keith Neffendorf, Neffendorf & Knopp, P.C. / 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 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. Commissioners Court authority and obligations concerning subdivisions, county property, roads and bridges
- 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 Engineer
 2. Duties and responsibilities of the County Auditor
 3. Duties and responsibilities of the EMS Department
- III. The Court will meet in Executive Session pursuant to Section 551.076 to deliberate:**
 - (1) the deployment, or specific occasions for implementation, of security personnel or devices;
 - or (2) a security audit.

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

ADJOURNMENT

Dated this the 6th day of April 2017.



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 April 2017.



Darlene Herrin
County Clerk

Posted at 3:15 p.m. on the 6th day of April 2017- 847

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.