

**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 **22nd** day of **May 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 Minutes for May 8, 2017: Sally Peters, Deputy Clerk /
Administrative Assistant
3. Presentation of Service Awards:
 - 5 years: Kimberly Howard, Justice of the Peace Pct 3 Office
 - 10 years: Jonathan Garcia, Sheriff's Office
 - 10 years: John Jenkins, Parks Department
 - 15 years: Rebecca Groenke, Tax Office
 - 30 years: Joanne Bradley, Juvenile Probation
4. Introductions / Recognitions
5. Consideration and action on proclaiming the month of May as Community Action Month in Kendall County: Bobby Deike, Executive Director Community Council of South Central Texas / Darrel L. Lux, County Judge
6. Consideration and action on the approval of amending the FY2017 budget through budget adjustments: Corinna Speer, County Auditor
7. Consideration and action on the approval of accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
8. Consideration and action on approving KoFile Technologies Phase II – Preservation and Archival Imaging of Deed Records Volumes 1 through 150 for the County Clerk's Office: Darlene Herrin, County Clerk

9. Consideration and action on the selection of Frost Bank for Kendall County's depository contract: Sheryl D'Spain, County Treasurer
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. (9:15 a.m.) Public hearing on the application filed by David A. & Amy Doll Perez Co-Trustees for the proposed revision of the subdivision plat for Champee Springs Ranches filed in Volume 3, Pages 169-186 of the plat records of Kendall County, Texas. The proposed plat revision would create five tracts all larger than 25 acres: Don Durden, Commissioner Precinct 4 / Rick Tobolka, County Engineer
13. Consideration and action on a request for relief from road frontage and platting requirements in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division required by lender would create a ±3-acre tract out of a parent tract of 20 acres with access over a 35-foot easement (Maxie R. Zinsmeister): Tommy Pfeiffer, Commissioner Precinct 3 / Rick Tobolka, County Engineer
14. Consideration and action on a request for relief from road frontage and platting requirements in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division would create three ±36-acre tracts with access over a ±38-foot easement for roadway purposes (Betty Ann Hughes): Tommy Pfeiffer, Commissioner Precinct 3 / Rick Tobolka, County Engineer
15. Consideration and action on a request for relief from road frontage and platting requirements in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division required by lender would create a ±5-acre tract out of a proposed ±36-acre parent tract with access over a ±38-foot easement for roadway purposes (Betty Ann Hughes): Tommy Pfeiffer, Commissioner Precinct 3 / Rick Tobolka, County Engineer
16. Consideration and action on accepting a proposal from Turner Construction Company to demolish and remove existing structures at the Law Enforcement Center project site. The structure was contracted to be removed from the site no later than May 9, 2017. The site will be inspected May 22, 2017 prior to Commissioners Court scheduled meeting to report if the structure has been removed from the project site: Tommy Pfeiffer, Commissioner Precinct 3 / Rick Tobolka, County Engineer
17. Consideration and action on approving closing the following streets in Comfort from 6:30 a.m. to 11:30 a.m. for the 4th of July parade on Saturday, July 1, 2017: Idlewilde Boulevard, Daniel Drive, Edgewood Drive, part of Highway 87 and Highway 27, Lindner Avenue, High Street from Lindner Avenue to 5th Street, 5th Street from High Street to Broadway, Broadway from 5th Street to 7th Street, 6th Street from Broadway to Main Street: Don Durden, Commissioner Precinct 4

18. Consideration and action on granting permission for use of the north portion of Faltin Field at Main and Eight Streets in Comfort for parade parking at the Comfort July 4th event on Saturday, July 1, 2017: Don Durden, Commissioner Precinct 4
19. 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 at their booth at the Comfort Park from 10 a.m. until 4:00 p.m. during Comfort's 4th of July event on Saturday, July 1, 2017: Don Durden, Commissioner Precinct 4
20. Consideration and action concerning correspondence to the Texas Department of Transportation (TxDOT) about a potential hazardous condition at the Boerne Flags Business Park on State Highway 46 due to the proposed location of a commercial establishment on such road and the resulting traffic entering and exiting State Highway 46: Richard Elkins, Commissioner Precinct 2
21. Presentation of Sales Tax Report: Sheryl D'Spain, County Treasurer
22. EMS Building Project Status Report: Don Durden, Commissioner Precinct 4
23. Consideration and action concerning declaring certain property of the Sheriff's Department as surplus and salvage: Al Auxier, County Sheriff
24. Consideration and action on the Monthly Reports for April 2017: Corinna Speer, County Auditor
25. Consideration and action on awarding the FY2017 bid for Sealcoat Work, Bid #2017.06: Corinna Speer, County Auditor
26. Consideration and action on awarding the FY2017 bid for Concrete Headwalls and Flat Work, Bid #2017.05: Corinna Speer, County Auditor
27. Consideration and action concerning commencement of enforcement action against Francisco Aquino Balderas for nuisance conditions that exist on property located at 37175A IH-10, Kendall County, Texas: Don Allee, General Counsel
28. Consideration and action concerning the relocation of Precinct 4 Commissioner to the second-floor office previously assigned to the County Engineer: Darrel L. Lux, County Judge
29. Consideration and action on the transfer of vehicle (2608) from Adult Probation to the Information Technology (IT) Department: John Buckelew, IT Specialist
30. Consideration and action on authorizing the County Judge to execute a letter amendment to the agreement between Kendall County and Turner Construction Company, as Construction Manager at Risk for the Kendall County Law Enforcement Center. The purpose of the letter amendment is to incorporate Davis/Bacon prevailing wage into the agreement: Rick Tobolka, County Engineer / Darrel L. Lux, County Judge
31. Summary of road activities for April 2017: Ricky Pfeiffer, Road & Bridge Supervisor

32. Summary of operations activities for April 2017: Jean Maxwell, Operations Supervisor
33. Consideration and action on paying Road & Bridge employees for emergency call out time: Ricky Pfeiffer, Road Supervisor

BREAK

EXECUTIVE SESSION (Closed to public)

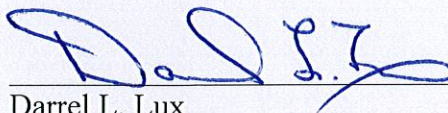
Pursuant to Chapter 551 of the Texas Government Code

- I. The Court will meet in Executive Session pursuant to Section 551.071 to seek the advice of 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 Elections Administrator
 2. Duties and responsibilities of the Auditor's Office
 3. Duties and responsibilities of the Sheriff's Office
 4. Duties and responsibilities of the Human Resources Director
 5. Complaint against Facilities Manager

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

ADJOURNMENT

Dated this the 18th day of May 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 18th day of May 2017.

Darlene Herrin
County Clerk

By: *Denise Maxwell, deputy*

Posted at 4:40 p.m. on the 18th day of May 2017- *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.