

**NOTICE OF REGULAR MEETING
OF THE KENDALL COUNTY COMMISSIONERS COURT**



NOTICE is hereby given that a regular meeting of the Kendall County Commissioners Court will be held on the **9th** day of **April 2018** 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 22 and 26, 2018:
Sally Peters, Deputy Clerk/Administrative Assistant
3. Consideration and action on proclaiming April 8-14, 2018 as Crime Victims' Rights week:
Glennnda Wilke, Crime Victims' Advocate, CDA / Darrel L. Lux, County Judge
4. Consideration and action on proclaiming April 2018 as Child Abuse Prevention Month:
Deborah Owens, Kendall County Child Services Board / Darrel L. Lux, County Judge
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 accepting the list of donations on behalf of Kendall County as per Local Government Code 81.032: Corinna Speer, County Auditor
7. Consideration and action on the distribution of proceeds from the sale of County property donated by Judge Ken and Ada Muller located at 112 Sparrow Hawk: Darrel L. Lux, County Judge / Christina Bergmann, Commissioner Precinct 1
8. Consideration and action on proclaiming April 21, 2018 as Shriners Hospitals for Children Day: Miguel Inclan, Boerne Shrine Club President / Darrel L. Lux, County Judge
9. Discuss and approve cash summary for January 2018: 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. Consideration and action on approving a Second Amended and Restated Cash Deposit Agreement between Antony Palumbo, Karl Gramling d/b/a Gramling Real Estate Holdings LLC and Kendall County to serve as financial guarantee for the satisfactory completion of street and drainage improvements, construction of detention pond, public water supply related to the approved plat of Pleasant Valley Business Park. The Amended agreement will expire July 31, 2018 (Tony Palumbo d/b/a Gramling Real Estate Holdings LLC): Richard Elkins, Commissioner Precinct 2 / Rick Tobolka, County Engineer
13. Consideration and action on approving a Fourth Amended and Restated Cashiers Checks Deposit Agreement between Miralomas Development Corporation and Kendall County to serve as financial guarantee for the satisfactory completion of street and drainage improvements related to the approved plat of Lerin Hills Garden Homes Subdivision, Unit 1, Phase 1. The amended agreement will expire July 31, 2018 (Charles Cook, P.E., for Miralomas Development Corporation): Christina Bergmann, Commissioner Precinct 1 / Rick Tobolka, County Engineer
14. Presentation on status of Miralomas Garden Homes Subdivision, Unit 1, Phase 1: Charles Cook, Miralomas Development Corporation / Rick Tobolka, County Engineer
15. Consideration and action on a request for relief from the 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 two tracts of +/- 15.5 acres, one tract of +/- 24 acres, and one tract of +/- 80 acres from a parent tract of +/- 135 acres. The proposed tracts will be accessed over multiple private easements to FM 473 (Maxie and Donna Jonas): Tommy Pfeiffer, Commissioner Precinct 3 / Rick Tobolka, County Engineer
16. Consideration and action on a request for relief from the 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 up to eighteen tracts out of a parent tract of 3,300 acres. Each tract would be at least 100 acres. Access will be provided by a private paved entrance road from FM 1376 to a cul-de-sac (100' diameter). Each lot will have an easement for roadway purposes from their property, across the paved entrance road, to FM 1376 (Ken Kolacny, engineer for Phillip Hall): Don Durden, Commissioner Precinct 4 / Mary Ellen Schulle, Development Engineer
17. Consideration and action on the approval to move current employees to the new classification and change the job titles according to the Classification Scale and Salary Bracket: Christina Bergmann, Commissioner Precinct 1 / Corinna Speer, County Auditor / Juanita Espino, HR Director
18. Consideration and action on the approval to adjust employees' salaries up to the new minimum according to the Classification Scale and Salary Bracket: Christina Bergmann, Commissioner Precinct 1 / Corinna Speer, County Auditor / Juanita Espino, HR Director

19. Consideration and action to require payroll agenda items for overtime to be requested in the Commissioner Court meetings that approve payroll. This will be for all departments (including the Sheriff's Office, EMS, Road & Bridge, and Facilities): Christina Bergmann, Commissioner Precinct 1
20. Consideration and action to approve the Emergency Response Time Policy for Kendall County: Christina Bergmann, Commissioner Precinct 1
21. Consideration and action on awarding Concrete Work Bid, #2018-4: Corinna Speer, County Auditor
22. Consideration and action on awarding the Pavement Surface Repair Bid, #2018-5: Corinna Speer, County Auditor
23. Report to Commissioners Court of jail status and operations: 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 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
 2. 112 Stonegate N.
 3. Vulcan litigation
 4. Road & Bridge employee
 5. M5 Utilities
- 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 Emergency Management Coordinator
 2. Duties and responsibilities of the County Auditor
 3. Duties and responsibilities of the Justice of the Peace Precinct 1
 4. Duties and responsibilities of the Justice of the Peace Precinct 1 Court Clerk
 5. Duties and responsibilities of the Constable Precinct 1
- 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 5th day of April 2018.



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 5th day of April 2018.



Darlene Herrin
County Clerk

Posted at 4:15 p.m. on the 5th day of April 2018- *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.