

**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 **13th day of May, 2013 at 9:00 a.m.** in the **Kendall County Courthouse, Third Floor Assembly Room**, 201 E. San Antonio, 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

Pledge of allegiance to the United States Flag

Pledge of allegiance to the Texas Flag

1. Call to Order - 9:00 a.m.
Comments from the bench: Darrel L. Lux, County Judge Pro Tem
2. Consideration and action on approval of minutes for April 22 & 29, 2013:
Sally Peters, Deputy County Clerk
3. Consideration and action on approval of claims for purchases, services, and vendors: Corinna Speer, County Auditor, Cindy Silva, Assistant County Auditor
4. Consideration and action on approval of grant application policy and checklist:
Corinna Speer, County Auditor/ Darrel L. Lux, County Judge Pro Tem
5. Consideration and action to approve Cash Balances for March 2013: Sheryl D'Spain, Treasurer
6. Presentation of April 2013 Sales Tax Report: Sheryl D'Spain, Treasurer
7. Consideration and action, if any, on Investment Report for 2nd quarter FY2013 (January-March 2013): Sheryl D'Spain, Treasurer

KENDALL COUNTY COMMISSIONERS COURT

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. Please limit comments to 3 minutes.
9. Announce and recognize the winners of Kendall County's 5th Annual Weight Loss Challenge and drawing for gift cards donated by Alamo Insurance Group: Michelle Lux, Benefits Coordinator
10. Consideration and action on request by Kendall County Historical Commission to include Kendall County in the Preserve America program, issuance of a proclamation regarding the same, and securing a web link on the Kendall County official website to a KCHC website that supports KCHC programs: Theda Sueltenfuss and Bryden Moon: Kendall County Historical Commission / Darrel L. Lux, County Judge Pro Tem
11. Discussion and action to approve the sending of a letter to the Sunrise Rotary Foundation directing them to send the remaining funds (approximately \$433.68) under their management to the County Treasurer to be deposited into a new fund for the Kendall County Historical Commission: Commissioner Gene Miertschin, Precinct 2
12. Receive Report on recent Alamo Area Council of Governments activities from the Kendall County representative on the AACOG Board of Directors: Commissioner Gene Miertschin, Precinct 2
13. Consideration and action on Waukesha Planned Maintenance Agreement for Jail Generators: Sheriff Al Auxier/ Darrel L. Lux, County Judge Pro Tem
14. Consideration and action on Intermedix Updated Business Associate Agreement for compliance with the Final HIPPA Omnibus Rule: Jeff Fincke, EMS Administrator
15. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Jeff Fincke, Fire Marshal
16. Consideration and action on Texas Veteran's Commission Spring Conference: Gene Sparks, County Veterans Services Officer
17. Consideration and action on Seat Belt policy for Kendall County Policy Manual: Robert Kinsey, Safety Committee Chairman
18. Consideration and action on procurement of flag poles for Road & Bridge Department and County Annex: Robert Kinsey, Facilities Manager

19. Consideration and action on procurement of new software program to run A/C system: Ricky Meek, Carrier AC/Robert Kinsey, Facilities Manager
20. Consideration and action concerning obstacles in Right of Way of Upper Cibolo Creek Road: Don Allee, Kendall County Attorney

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 551.074 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 Parks Department.
 2. Duties and Responsibilities of Human Resources Director
 3. Duties and Responsibilities of Kendall County Sheriff's Department
- II. Commissioners 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 under the Texas Rules of Professional Conduct of the State Bar of Texas requires confidential communications. Specific topics to be discussed are as follows:
 1. County authority concerning subdivisions, county roads, and bridges.
 2. EEOC Complaints
 3. Claim of Guy James Gray
- III. Commissioners Court will meet in Executive Session pursuant to Section 551.0785 to deliberate matters involving medical records of individual applicant for benefits: Juanita Espino, Human Resources
- IV. Commissioners 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. Right-of-way / easements for Herff Road Project

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

21. Consideration and action to allow county employees to donate sick leave hours to another employee: Juanita Espino, Human Resources

ADJOURNMENT

Dated this the 9th day of May, 2013. *AM*

Darrel L. Lux

Darrel L. Lux
Kendall County Judge Pro Tem

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 Street on the 9th day of May, 2013.

Darlene Herrin

Darlene Herrin
County Clerk

Posted at 2 A.M./(P.M.) on the 9th day of May, 2013 *AM*

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.

**NOTICE OF SUPPLEMENTAL AGENDA TO REGULAR MEETING
OF
THE COMMISSIONERS COURT
KENDALL COUNTY, TEXAS**

SUPPLEMENTAL AGENDA

I

NOTICE is hereby given that, a **SUPPLEMENTAL AGENDA** has been added to the regular meeting of the above named Commissioners Court to be held on the **13th day of May, 2013 at 9:00 A.M.** in the Kendall County Courthouse, 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, including all Subchapters and Sections:

22. Consideration and action concerning possible repairs necessary to antenna system on the EMS-FIRE Tower located on Jennifer Drive. - *Jeffrey Fricke, Fire Marshal*

Dated this the 10th day of May, 2013

Gaylan L. Schroeder
Gaylan L. Schroeder
Kendall County Judge

I, the undersigned, County Clerk, do hereby certify NOTICE of special meeting, Supplemental Agenda I, 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, Boerne, Texas on the 10 day of ~~April~~, 2013.

May

Darlene Herrin
Darlene Herrin
County Clerk

Posted at 9:30 A.M. 10th day of May, 2013 *THU*

KENDALL COUNTY COMMISSIONERS COURT

**NOTICE OF SUPPLEMENTAL AGENDA II , TO REGULAR MEETING,
EXECUTIVE SESSION
OF
THE COMMISSIONERS COURT
KENDALL COUNTY, TEXAS**

**SUPPLEMENTAL AGENDA
II**

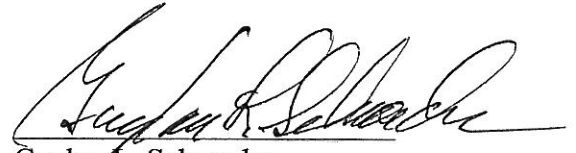
NOTICE is hereby given that, a **SUPPLEMENTAL AGENDA** has been added to the regular meeting , Executive Session of the above named Commissioners Court to be held on the **13th day of May, 2013 at 9:00 A.M.** in the Kendall County Courthouse, Boerne, Texas, at which time the following will be discussed and appropriate action taken, pursuant to V.T.C.A. Government Code Chapter 551, Open Meetings, including all Subchapters and Sections:

4. 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 551.074 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:**
- 4. Duties and Responsibilities of EMS personnel.**

Dated this the 10th day of May, 2013


Gaylan L. Schroeder
Kendall County Judge

I, the undersigned, County Clerk, do hereby certify NOTICE of regular meeting, Supplemental Agenda II, 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, Boerne, Texas on the 10th day of May, 2013.


Darlene Herrin
County Clerk

Posted at 10:50 p.m. on 10th day of May, 2013

KENDALL COUNTY COMMISSIONERS COURT