

**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 **23rd** day of **June 2014** 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

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
2. Presentation of Service Awards:
10 years: Jason Barter, Sheriff's Office
3. Consideration and action on approval of the Minutes for June 9, 2014: Sally Peters, Deputy Clerk/Administrative Assistant
4. Consideration and action on the approval of Monthly Reports for May 2014: Corinna Speer, County Auditor
5. Consideration and action on the approval of fiscal year 2014 Budget Adjustments:
Corinna Speer, County Auditor
6. Consideration and action on the approval of claims for purchases, services, and vendors:
Corinna Speer, County Auditor
7. Consideration and action to continue postage machine service with Pitney Bowes:
Corinna Speer, County Auditor
8. Presentation of Sales Tax Report (April 2014 Payment): Sheryl D'Spain, County Treasurer
9. Consideration and action to approve cash balances for April 2014: Sheryl D'Spain, County Treasurer

10. Consideration and action to approve the 2nd Quarter fiscal year 2014 Investment Report (January, February, March): Sheryl D'Spain, County Treasurer
11. Presentation on Cultivar Community Joint Venture Garden by Renee Snyder, Community Outreach Coordinator, Hill Country Mission for Health: Darrel L. Lux, County Judge
12. Consideration and action to accept the Road History Form for Sabinas Mountain Rd: Mike Howle, GIS-911 Coordinator / Kenneth M. Rusch, Commissioner Precinct 4
13. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal
14. **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.*
15. Kendall County Youth Ag & Equestrian Center update by Andra Wisian, President of the Kendall County 4-H Horse Club and Wayne Zoeller, President of the Kendall County Jr. Livestock Show, Inc.: Darrel L. Lux, County Judge
16. Consideration and action to allow the purchase of a freezer from line item 10-512-55900: Al Auxier, County Sheriff
17. Consideration and action to reappoint Alamo Insurance Agency as the agent of record for Kendall County's group insurance benefits until September 30, 2015: Michelle Lux, Benefits Coordinator
18. Consideration and action on the Accident Investigation Program and the reporting forms to be used. This will require Supervisor and Department Head training: Robert Kinsey, Safety Committee Chairman
19. Consideration and action on a request for relief from the platting requirements and road frontage in accordance with Sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division would create three (3) tracts, 24 acres or larger, accessed by a 60-foot easement for roadway purposes with 20 feet of frontage at Scheele Road (Harold Barrow Family Partnership LTD – 149 Scheele Road): Gene Miertschin, Commissioner Precinct 2 / Rick Tobolka, County Development Manager
20. Consideration and action on the Final Plat for Lerin Hills Garden Homes Subdivision, Unit 1, Phase 1, consisting of 126.207 acres divided into 183 residential lots, common areas, amenity center and 9,836 linear feet of roadway in accordance with Section 202 of the Kendall County Development Guidelines and Regulations Book effective January 1, 1997. The proposed subdivision will be served by central water and central sewer with an average density of 0.69 acres per lot (Steve Petuck—President / LH Devco, Inc.): Mike Fincke, Commissioner Precinct 1 / Rick Tobolka, County Development Manager

21. Consideration and action on approval of the financial guarantee for Lerin Hills Subdivision, Unit 1, Phase 1, in the form of Cashier's Checks for \$303,325.00 for Texas Department of Transportation (TxDOT) work on State Highway 46, \$913,263.00 for street improvements and \$261,052.00 for drainage improvements: Mike Fincke, Commissioner Precinct 1 / Terry Anderson, County Engineer
22. Consideration and action on an Amending Plat of Lot 1A and 1B, La Cancion Subdivision, Kendall County, Texas, into Lot 1A-1 in accordance with Section 209 of the Kendall County Development Rules and Regulations (Paul V. and Barbara Talley): Gene Miertschin, Commissioner Precinct 2 / Rick Tobolka, County Development Manager
23. Consideration and action to pay Road & Bridge employees for emergency call out time: Ricky Pfeiffer, Road Superintendent
24. Present summary of activities by Road & Bridge Department during May 2014: Ricky Pfeiffer, Road Superintendent
25. Presentation from Wiginton Hooker Jeffry on their capabilities and recommendation to study the current Law Enforcement Facility and provide the County with options to consider regarding improvements at the facility: Gene Miertschin, Commissioner Precinct 2
26. Consideration and action to approve the AGREEMENT FOR LOAN OF EQUIPMENT PURCHASED WITH HOMELAND SECURITY FUNDS. Agreement between Bexar County and Kendall County: Jeffery Fincke, Emergency Management Coordinator

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 roads and bridges
 2. Guy James Gray vs. Kendall County
- II. The 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

III. 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 Justice of the Peace Precinct 3 Office**
- 2. Duties and responsibilities of the Road & Bridge Department**
- 3. Duties and responsibilities of the Office of the County Judge**

IV. The Court will meet in Executive Session pursuant to Section 551.075 to deliberate the duties of a member of an advisory body, the Kendall County Economic Development Corporation.

ADJOURNMENT

Dated this the 19th day of June 2014.



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 19th day of June 2014.



Darlene Herrin
County Clerk

Posted at 3:00 p.m. on the 19th day of June 2014—*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.