

**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 **14th** day of **July 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. Consideration and action on approval of the Minutes for June 23, 24, 25 & 26, 2014:  
Sally Peters, Deputy Clerk/Administrative Assistant
3. Consideration and action on the approval of fiscal year 2014 Budget Adjustments:  
Corinna Speer, County Auditor
4. Consideration and action on the approval of claims for purchases, services, and vendors:  
Corinna Speer, County Auditor
5. Presentation of the 2013 Distinguished Service Award from the Texas Historical Commission to the Kendall County Historical Commission: Darrel L. Lux, County Judge
6. Discussion concerning vacancy in the office of Constable, Precinct 3 and procedures to be followed to fill the vacancy. Action as necessary: Don Allee, County Attorney / Darrel L. Lux, County Judge
7. Consideration and action on the request by the Comfort Chamber of Commerce in conjunction with Wrangler Jeans advertising promotion to proclaim an honorary and temporary name change for Comfort, Texas to be called Advanced Comfort, Texas: Laurie Castro, Comfort Chamber of Commerce / Darrel L. Lux, County Judge

**KENDALL COUNTY COMMISSIONERS COURT**



8. **Public Hearing (9:15 a.m.)** on the application filed by The Comfort Village LTD for the proposed plat revision for Outlot 53A-1, Town of Comfort, filed in Volume 5, pages 269-270 of the Plat Records of Kendall County, Texas. The proposed Plat Revision would create two Outlots 53A-2A (15.198 acres) and 53A-3A (26.028 acres) from Outlot 53A-1A (41.22 acres): Kenneth M. Rusch, Commissioner Precinct 4 / Rick Tobolka, County Development Manager
9. Consideration and action on a Plat Revision of the Town of Comfort, Outlot 53A-1A (41.22 acres), Kendall County, Texas, into Outlots 53A-2A (15.198 acres) and 53A-3A (26.028 acres) in accordance with Section 209 of the Kendall County Development Rules and Regulations (The Comfort Village LTD, Paula Bohnert, President): Kenneth M. Rusch, Commissioner Precinct 4 / Rick Tobolka, County Development Manager
10. Presentation by the Boerne Area Model Society (BAMS) representatives on the First Annual Fall Fun Fly to be held at Joshua Springs Park and Preserve on October 4, 2014. Discussion and action as needed: Bob Weiss and Frank Pickart, BAMS representatives / Darrel L. Lux, County Judge
11. Consideration and action to pay Facilities Maintenance employees for emergency call out time: Robert Kinsey, Facilities Maintenance Manager
12. **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.*
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. Consideration and action to declare the following items as surplus property: Laptop Scapist, Laptop Editing Station, and Stenograph Machine: Corinna Speer, County Auditor
15. Consideration and action to approve and schedule publishing of notice of sale of surplus property and to accept sealed bids for the purchase of such property: Corinna Speer, County Auditor
16. 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 a  $\pm 7.99$ -acre tract out of a  $\pm 230.67$ -acre tract over a prescriptive private easement (Aaron and Philip Wheeler): Kenneth M. Rusch, Commissioner Precinct 4 / Rick Tobolka, County Development Manager
17. Consideration and action on a Preliminary Plat for Cordillera Ranch, Unit 207B, in accordance with Section 200 of the 1990 Kendall County Regulations, Rules and Specifications for Roads and Subdivisions. The proposed Subdivision consists of 23.94 acres, 15 single family lots and 2,426 linear feet of roadway for a density of 1.56 acres per lot. The Subdivision will be served by central water and sewer (CR Devco 2013, LLC, David Hill, President): Gene Miertschin, Commissioner Precinct 2 / Terry Anderson, County Engineer



18. Consideration and action on an Amending Plat on portions of Comfort Town Lot 105, Kendall County, Texas, into Lots 105A and 105B in accordance with Section 209 of the Kendall County Development Rules and Regulations (Robert B. and Diane H. Potter): Kenneth M. Rusch, Commissioner Precinct 4 / Rick Tobolka, County Development Manager
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 family division would create a three-acre tract out of a 56.9-acre parent tract with access over a 60-foot easement for roadway purposes within the parent tract and a 30-foot wide road easement to Manning Road (Charlie Nelson): Kenneth M. Rusch, Commissioner Precinct 4 / Rick Tobolka, County Development Manager
20. Consideration and action on authorizing the Parks Department to advertise and choose a Volunteer Host at Joshua Springs Park and Preserve in accordance with application approval by the Kendall County Attorney: Darrel L. Lux, County Judge / Rick Tobolka, County Development Manager
21. Consideration and action to approve the contract for detention services between Kendall County and the City of Boerne: Al Auxier, County Sheriff / Darrel L. Lux, County Judge
22. Consideration and action to approve soliciting a proposal from Wiginton, Hooker & Jeffry to conduct a comprehensive study of the existing facilities at the Kendall County Law Enforcement Center: Gene Miertschin, Commissioner Precinct 2
23. Consideration and action to approve the ORDER GRANTING TAX ABATEMENT TO ALBANY ENGINEERED COMPOSITES, INC. FOR TAX YEAR 2014: Don Allee, County Attorney
24. Discussion on appointments to Animal Control Advisory Committee: Richard J. Chapman, Commissioner Precinct 3
25. Consideration and action to sign updated Memorandum of Understanding for Texas Statewide Interoperability Channel Plan (TSICP): Jeffery Fincke, EMC / Darrel L. Lux, County Judge
26. Consideration and action to enter into an Interlocal Agreement with Harris County Department of Education (HCDE) to meet legal procurement requirements at no cost to the County: Richard J. Chapman, Commissioner Precinct 3

**BREAK**



**EXECUTIVE SESSION (Closed to public)**

**Pursuant to Chapter 551 of the Texas Government Code**

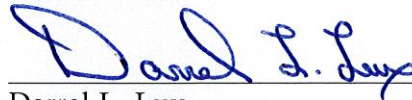
- I. The Court will meet in Executive Session pursuant to Section 551.071 to seek the advice of the County Attorney and / or attorney(s) representing the County, concerning pending and / or threatened litigation, settlement offers and / or matters in which the duties of the attorney(s) under the Texas 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 County Engineer's Office / Brush Site Attendant**
  - 2. Duties and responsibilities of the Human Resources Director**
  - 3. Duties and responsibilities of the County Sheriff's Office**
- IV. The Court will meet in Executive Session pursuant to Section 551.0785 to deliberate matters involving medical records of an individual applicant for benefits.**

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

- 27. Consideration and action concerning a request for medical benefits by an employee: Michelle Lux, Benefits Coordinator**

**ADJOURNMENT**

Dated this the 10th day of July 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 10th day of July 2014.



Darlene Herrin  
County Clerk

Posted at 5:00 p.m. on the 10th day of July 2014— *8:00*

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.