

**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 **December 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:
 - 20 years: Neil Quick, Sheriff's Office
 - 5 years: Christopher Ortiz, Sheriff's Office
 - 5 years: Linda Vilbig, Sheriff's Office
 - 5 years: Antonio Zapata, Facilities Maintenance
 - 5 years: James Lyssy, Sheriff's Office
3. Consideration and action on approval of the Minutes for December 8, 2014: Sally Peters, Deputy Clerk/Administrative Assistant
4. Consideration and action on the approval of Monthly Reports for November 2014: Corinna Speer, County Auditor
5. Consideration and action on the approval of claims for purchases, services, and vendors: Corinna Speer, County Auditor
6. A. Consideration and action concerning proposed legislation to
 1. Create a District Court with jurisdiction only in Kendall County;
 2. Eliminate the County Court at Law;
 3. Create the office of Criminal District Attorney and eliminate the office of County Attorney; or
 4. Create the office of District Attorney and retain the office of County Attorney with authority and responsibility concerning civil matters only.B. Consideration and action concerning presentation of proposed legislation to legislative representatives:
Darrel L. Lux, County Judge

7. Consideration and action concerning the renewal of the Memorandum of Understanding with IHS (Indigent Healthcare Solutions) to continue to provide the software for the Indigent Program with a \$12.00 per month increase: Barbara Christman, Indigent Healthcare Coordinator
8. Consideration and action to apply for 2015-2016 Rural Community Development Block Grant assistance under the Community Development Fund and approve Resolution and Interlocal Agreement: Corinna Speer, County Auditor
9. Consideration and action to apply for a Texas Capital Funds grant for the AJW Architectural Products development in Comfort, Texas, and authorize Grantworks to work with the Kendall County Economic Development Corporation (KCEDC) to prepare a Short Form pre-application: Dan Rogers, KCEDC / Corinna Speer, County Auditor
10. Consideration and action to approve the following official bonds: Darrel L. Lux, County Judge; Bill Palmer, Judge, County Court at Law; Susan Jackson, District Clerk; Darlene Herrin, County Clerk; Sheryl D'Spain, County Treasurer; Wex Rexrode, County Surveyor; Richard W. Elkins, Commissioner Pct. 2; Tommy Pfeiffer, Commissioner Pct. 3; Royce Steubing, Commissioner Pct. 4; Lawrence (Larry) James, Justice of the Peace Pct. 1; Leon Brimhall, Justice of the Peace Pct. 2; Debby S. Hudson, Justice of the Peace Pct. 3; Frieda J. Pressler, Justice of the Peace Pct. 4; and Carrie Tyner, Deputy County Treasurer: Darlene Herrin, County Clerk
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 the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal
13. Presentation of the December 2014 Sales Tax Report: Sheryl D'Spain, County Treasurer
14. Consideration and action to approve the September 2014 cash balances: Sheryl D'Spain, County Treasurer
15. Consideration and action to approve the 4th Quarter Fiscal Year 2014 Investment Report (July, August and September 2014): Sheryl D'Spain, County Treasurer
16. Consideration and action concerning assignment of office space for personnel expected to require office space in January 2015: Darrel L. Lux, County Judge
17. Consideration and action concerning revised job description and classification for the County Health Inspector: Don Allee, County Attorney
18. Consideration and action to pay the County Compliance Inspector for overtime worked while monitoring the Herff Road Project: Gene Miertschin, Commissioner Precinct 2

19. Consideration and action on a request for relief in Unit 207C in the Cordillera Ranch Subdivision from the 1990 Regulations, Rules, and Specifications for Roads and Subdivisions as follows:
 - 1) use a prime coat in lieu of a one-course surface treatment;
 - 2) use a 6" roll curb and gutter in lieu of the standard 7" curb;
 - 3) use a 50-foot right-of-way for Champion Hill Circle with a 21-foot wide pavement width in lieu of a 60-foot right-of-way and a 36-foot pavement width respectively;
 - 4) allow utilities (water, sewer, electric and telephone) within the road right-of-way in lieu of them being in a utility easement:Gene Miertschin, Commissioner Precinct 2 / Terry Anderson, County Engineer
20. 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 ± 10 -acre tract and a ± 27 -acre tract out of a ± 37 -acre tract with access over a private road (35 Daly Road - Gary & William Coleman): Kenneth M. Rusch, Commissioner Precinct 4 / Rick Tobolka, County Development Manager
21. 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 7.08-acre tract with 232 feet of frontage. The proposed tract is located approximately 1,100 feet east of the intersection of Delaware Creek Road and FM 1888 (Thomas Ronald Immel): Richard J. Chapman, Commissioner Precinct 3 / Rick Tobolka, County Development Manager
22. 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 ± 272 -acre tract, a ± 79 -acre tract, and a ± 97 -acre tract out of a 449.1-acre parent tract with access over a 30-foot roadway easement (28 Sattler Road - Shannon Beezer and Ranch Wadsworth): Richard J. Chapman, Commissioner Precinct 3 / Rick Tobolka, County Development Manager
23. Consideration and action to accept the Road History Form for "CW Ranch Rd" which is a private road in Kendall County, Precinct 3: Mike Howle, GIS Coordinator / Richard J. Chapman, Commissioner Pct. 3
24. Consideration and action to authorize Commissioner Mike Fincke to sign documents relative to the Herff Road Project: Darrel L. Lux, County Judge
25. Consideration and action concerning the renewal of the Interlocal Agreement with the City of Boerne to contribute funds for improvements to the Scenic Loop overpass on IH-10: Darrel L. Lux, County Judge
26. Present summary of activities by Road & Bridge Department during November 2014: Ricky Pfeiffer, Road Superintendent

27. Consideration and action concerning entering into a contract with LMD Architects, PLLC, to provide architectural services to the County related to expansion and/or modernization of the EMS facility: Darrel L. Lux, County Judge
28. Consideration and action pertaining to a replacement vehicle for Constable Precinct 4: Darrel L. Lux, County Judge
29. Consideration and action on establishing a Hotel Occupancy Tax in the unincorporated areas of Kendall County: Richard J. Chapman, Commissioner Precinct 3
30. Update on results of the Tyler Technologies visit to the Justice of the Peace offices and the GIS office: Richard J. Chapman, Commissioner Precinct 3
31. Presentation by Wiginton Hooker Jeffry, PC Architects of the Law Enforcement Center Study: Darrel L. Lux, County Judge

BREAK

EXECUTIVE SESSION (Closed to public)

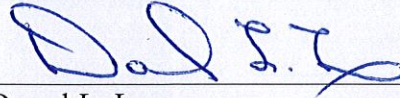
Pursuant to Chapter 551 of the Texas Government Code

- 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 Human Resources Director
 2. Duties and responsibilities of Road & Bridge
 3. Duties and responsibilities of the Sheriff's Office

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

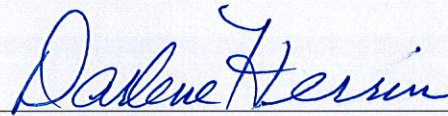
ADJOURNMENT

Dated this the 18th day of December 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 18th day of December 2014.



Darlene Herrin
County Clerk

Posted at 4:45 p.m. on the 18th day of December 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.