

**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 **February 2016** 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 approval of the Minutes for February 8, 2016: Sally Peters, Deputy Clerk/Administrative Assistant
3. Presentation of Service Awards:
 5 years: Carrie Tyner, County Treasurer's Office
 15 years: Robert Olson, Road & Bridge Department
4. Presentation of a report to highlight Boy Scouting's local impact in 2015: A.J. Chaney, Texas Hills Scout Service Executive / Darrel L. Lux, County Judge
5. Consideration and action on proclaiming March 2016 to be Texas History Month in Kendall County: Nancy McLarry, Daughters of the Republic of Texas / Darrel L. Lux, County Judge
6. Consideration and action on the approval of the Monthly Reports for January 2016: Corinna Speer, County Auditor
7. Consideration and action on the approval of accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
8. Consideration and action concerning contract with KMAC Construction Services, Inc. for demolition services at the EMS Facility: Darrel L. Lux, County Judge / Lorraine Dailey, LMD Architects
9. Consideration and action on the burn ban (Authority Section 352.081, Texas Local Government Code): Darrel L. Lux, County Judge / Jeffery Fincke, Fire Marshal

KENDALL COUNTY COMMISSIONERS COURT

10. **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.*
11. Consideration and action on a resolution authorizing the Kendall County Judge to execute an interlocal agreement with the Texas Department of Transportation to provide inspection services for certain discrete project items on Herff Road Phase II: Mike Fincke, Commissioner Precinct 1 / Rick Tobolka, County Development Manager
12. Consideration and action on a request for relief from road frontage and platting requirements in accordance to sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division would create a 0.320-acre tract out of a parent tract of 25.494 acres. The 0.320 acre is occupied by a cell phone tower at 362 Bentwood Drive: Richard Elkins, Commissioner Precinct 2 / Rick Tobolka, County Development Manager
13. Consideration and action on a request for relief from road frontage and platting requirements in accordance to sections 101 and 102 of the Kendall County Development Rules and Regulations. The proposed division would create two tracts of 10.799 acres with the remainder of 20± acres. (238 Holiday Road, Glenn Lindner): Chad Carpenter, Commissioner Precinct 4 / Rick Tobolka, County Development Manager
14. Consideration and action on renewing letters of credit for Cordillera Ranch Units 301A and 301B as follows:

| | | | | |
|-----------|-----------|--------------|-----------------|--------------|
| Unit 301A | Utilities | \$579,724.00 | Road & Drainage | \$706,696.00 |
| Unit 301B | Utilities | \$276,044.00 | Road & Drainage | \$438,661.00 |

Richard Elkins, Commissioner Precinct 2 / Rick Tobolka, County Development Manager
15. Consideration and action concerning amending the County Resolution and Order concerning tax abatement: Darrel L. Lux, County Judge
16. Discuss and approve cash summary for November 2015: Sheryl D'Spain, County Treasurer
17. Presentation of Sales Tax Report: Sheryl D'Spain, County Treasurer
18. Consideration and action to declare items as surplus and salvage property and to proceed with disposition through an online county auction: Corinna Speer, County Auditor
19. Consideration and action to award the bid for Roadway and Drainage Improvements for AJW Architectural Products, Texas Capital Fund CDBG grant 7215022, to Clearfield Construction, LLC: Corinna Speer, County Auditor
20. Presentation of the FY15 Jail Commissary Audit as required by Local Government Code 351.0415: Corinna Speer, County Auditor
21. Notify Court of schedule change to 4-day workweek Monday through Thursday 6:30 a.m. to 5:00 p.m. starting April 3, 2016: Ricky Pfeiffer, Road Supervisor

- 22. Summary of road activities for January 2016: Ricky Pfeiffer, Road Supervisor
- 23. Summary of operations activities for January 2016: Jean Maxwell, Operations Supervisor

BREAK

EXECUTIVE SESSION (Closed to public)

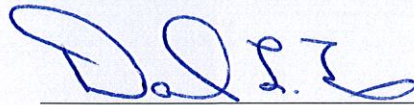
Pursuant to Chapter 551 of the Texas Government Code

- 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. Deliberate participation in hearing before Texas Commission on Environmental Quality (TCEQ) concerning application of Trio Residential Developers, Inc.
- 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. Capital improvements / real estate
- 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 Adult Probation
 - 2. Duties and responsibilities of the County Auditor
 - 3. Duties and responsibilities of the County Engineer
 - 4. Duties and responsibilities of the County Attorney
- IV. The Court will meet in Executive Session pursuant to Section 551.087 to discuss or deliberate regarding commercial or financial information that the Kendall County Economic Development Corporation ("KCEDC") has received from a business prospect that the KCEDC seeks to have locate, stay, or expand in Kendall County and with which the KCEDC is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.**

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

ADJOURNMENT

Dated this the 18th day of February 2016.



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 February 2016.



Darlene Herrin
County Clerk

Posted at 5:00 p.m. on the 18th day of February 2016—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.