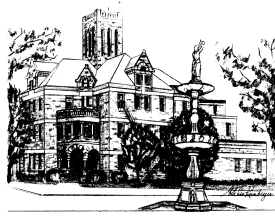


**Donna Eccleston  
Precinct #1**

**Jay Millikin  
Precinct #2**



**Gregory Parker  
Precinct #3**

**Jan Kennady  
Precinct #4**

**Danny Scheel  
County Judge**

## NOTICE OF MEETING

### COMMISSIONERS COURT OF COMAL COUNTY TEXAS

NOTICE is hereby given that a **REGULAR** meeting of COMMISSIONERS COURT will be held on **Thursday**, the **15th day of October, 2009 at 8:15 a.m.** in the Commissioners Courtroom, 199 Main Plaza, New Braunfels, Texas. You may visit our website at [www.co.comal.tx.us](http://www.co.comal.tx.us) for agenda postings and agenda results.

**CALL TO ORDER: EACH REGULAR SESSION WILL BE OPENED WITH A PRAYER AND PLEDGES TO THE FLAGS - ALL PERSONS IN ATTENDANCE ARE WELCOME AND FREE TO PARTICIPATE OR NOT AT THEIR PERSONAL DISCRETION.**

#### **8:15 a.m. ACTION AGENDA:**

**The following subjects will be discussed, considered, and acted upon:**

1. Approve Claims.
2. Accept donation of \$500.00 from the VFW Post 8800 of Canyon Lake, Texas, to be deposited in the Sheriff's Office Donation Fund.
3. Approve Proclamation recognizing Red Ribbon Week in Comal County.
4. Approve Proclamation recognizing October 2009 as Breast Cancer Awareness Month in Comal County.
5. Public hearing to approve County enforcement of the prohibition of using a wireless communication device while operating a motor vehicle within school crossing zones.
6. Approve County enforcement of the prohibition of using a wireless communication device while operating a motor vehicle within school crossing zones. Direct the County Engineer to place regulatory signs at existing and future school crossing zones along all county-maintained roads, and advise the Texas Department of Transportation to place the same signs at all existing and future school crossing zones along all State highways.
7. Public hearing to consider the replacement of yield signs with stop signs at various intersections within Spring Oaks Estates. (Pct. 2)
8. Consider the replacement of yield signs with stop signs at various intersections within Spring Oaks Estates. (Pct. 2)
9. Amendment to Plat, Rebecca Creek Ranches, Unit 2, combining Lots 97 and 98 into Lot 97R. (Pct. 1)
10. Amendment to Plat, vacate and resubdivision plat, Cranes Mill Landing Unit 1,
  - a. combining Lots 2 and 3 into Lot 2R. (Pct. 1)
  - b. combining Lots 5 and 6 into Lot 5R. (Pct. 1)
11. Consider a proposal from the River Crossing Property Owners Association that Comal County accept the public dedication of a portion of a private road, Regent Pass, and assume maintenance responsibilities of said road; and direct the County Engineer to take appropriate action.
12. Discuss and take appropriate action regarding the agreement between Comal County and Ballenger Construction Company.
13. Consider and approve a proposal from Freese & Nichols, Inc. to provide engineering services for Project Engineering Assessment of the Dry Comal Flood Retarding Structure site, direct the Criminal District Attorney and County Engineer to negotiate the agreement, and authorize the County Judge to execute said contract.

14. Approve Agreement Regarding Operation of Comal County Water Control and Improvement District No. 6 between Comal County, Texas, and the Comal County Water Control and Improvement District No. 6, and authorize County Judge to sign.
15. Approve Order #241 Approving Agreements Providing for Water and Wastewater Treatment for Comal County Water Control and Improvement District No. 6 and Order Making Findings under Sections 51.021(a)(1), (2), (3), and (4) of the Water Code.
16. Authorize the expenditure of the \$50,000.00 contingency funds within the Regional Habitat Conservation Plan budget for additional work performed by consultants responding to unanticipated regulatory comments; with \$25,000.00 being dispersed each to Smith|Robertson and SWCA Environmental.
17. Consider and approve the creation of the Comal County Local Data Advisory Board, pursuant to the HB 2730 addition to Article 21, Section 21.001, Chapter 60 of the Code of Criminal Procedures.
18. Consider and approve Order #240 creating the Comal County Accountability Court (D.W.I. Court) pursuant to the Texas Health and Safety Code, Section 469.005.
19. Discuss, consider and approve Resolution 2009-45 "Texans Feeding Texans" Grant funding of \$1,906.50 to the Community Council of South Central Texas, for the period of September 1, 2009 to August 31, 2010, and authorize County Judge to sign.
20. Discuss, consider and approve Resolution 2009-46 "Texans Feeding Texans" Grant funding of \$1,906.50 to the New Braunfels Senior Center, for the period of September 1, 2009 to August 31, 2010, and authorize County Judge to sign.
21. Consideration and approval of Resolution 2009-47 by the Commissioners Court of Comal County, Texas, approving and authorizing publication of Notice of Intention to issue of one or more series of Certificates of Obligation; complying with the requirements contained in Securities and Exchange Commission Rule 15c2-12; and resolving other matters in connection therewith.
22. Approve and ratify License Agreement between Comal County, Texas, and Castulo and Cheryl Rangel, on property located at Tract 17, Canyon View Acres, Bulverde, Texas, and accept check for annual property license agreement fee.
23. Approve and ratify License Agreement between Comal County, Texas, and Leland and Susan Sweet, on property located at Tract 25, Canyon View Acres, Bulverde, Texas, and accept check for annual property license agreement fee.
24. Approve and authorize the County Judge to sign the "Chapter 59 Asset Forfeiture Report" for the Criminal District Attorney.
25. Approve agreement between the Office of Court Administration (OCA) and Comal County for a fax line, and authorize County Judge to sign.
26. Review, consider and approve the deletion of one (1) Crew Chief position from Road Operations and add one (1) Private Improvement in Public Right of Way (PIPROW) Inspector position; pay grade to remain the same; no budget amendment necessary.
27. Consider and approve a budget amendment request for the Tax Office to transfer \$3,000.00 FROM: General Fund Administrative Costs – Postage; TO: Tax Office Printing (a newly created account).
28. Approve Tax Assessor-Collector's Monthly Collection Report for September 2009.
29. Consider and approve the Tax Levy for Tax Year 2009 for the entities Comal County, Farm Road and Flood.
30. Authorize Requesting Bids for: 2009PO41 Oils, Lubricants and Transmission Fluids for the Comal County Road Department.
31. Authorize Requesting Bids for: 2009RFP04 Inmate Commissary Services for the Comal County Jail.
32. Consider and approve Partial Release of Lien Assessment for property located at 0 Rip Jay Circle, Canyon Lake, Texas, 78133, Paradise Point Lot 22.

**WORKSHOP AGENDA:**

1. Report from Treasurer Renee Couch on JPMorgan Chase County Procurement card rebate.
2. Discuss Keetch-Byrum Drought Index and drought conditions in Comal County.
3. Reports from Citizens.

**ACTION AGENDA CONTINUED:**

33. **EXECUTIVE SESSION:** as authorized by Government Code Section 551.071 for Consultation with Attorney to receive legal advice regarding pending or contemplated litigation related to CH2M Hill, Inc.; and to receive legal advice regarding RVK Architects contract for Justice Center; and Section 551.072 for Real Property.
34. **If necessary**, discuss and take appropriate action on any and all items or matters discussed in Executive Session.

**Commissioners Court reserves the right to hear any of the above described agenda items that qualify for an executive session in an executive session by publicly announcing the applicable section number of the Open Meetings Act (Chapter 551 of the Texas Government Code) that justifies executive session treatment.**

**SIGNED:** \_\_\_\_\_  
**COUNTY JUDGE**

**DATE: October 9, 2009**

**I, the undersigned, Clerk of the Comal County Commissioners Court do hereby certify that the above Notice of Meeting of the Comal County Commissioners Court is a true and correct copy of said Notice. I received and posted said Notice on the bulletin board at the Southeast entrance of the Old Courthouse located at 100 Main Plaza at a place readily accessible to the general public at all times on the 9<sup>th</sup> day of October 2009, at 3:00 p.m. Said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.**

**DATED this the 9th day of October, 2009**

\_\_\_\_\_  
**COUNTY CLERK**

**NOTE:** Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the Commissioners Court Office at 221-1106 at least (2) two days prior to the meeting so that appropriate arrangements can be made.