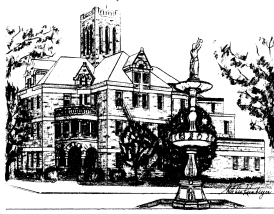


Donna Eccleston
Precinct #1

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 **19th day of November, 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 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. Retirement recognition of Ronald J. Imhoff for over 9 years of service to the Comal County Road Department.
3. Retirement recognition of Stanley J. Hummel for over 24 years of service to the Comal County Road Department.
4. Retirement recognition of Wayne N. Lehmann for over 20 years of service to the Comal County Road Department.
5. Retirement recognition of Chief Gregg G. Van De Loo for over 10 years of service to the Comal County Sheriff's Office and to the citizens of Comal County.
6. Consider granting a variance to the 25' building setback from road frontage on Lot 35, Eagles Peak Ranch, Unit No. 1. (Pct. 4)
7. Consider and approve Change Order No. 1 with Ballenger Construction for additional services related to the Dry Comal Creek Flood Retarding Structure.
8. Consider and approve Engineering Assessment Contract Change Authorization No. 1 Form with Freese & Nichols, Inc. for additional services related to the Dry Comal Creek Flood Retarding Structure.
9. Consider and approve a change to the 2010 Holiday Schedule.
10. Set time, date and place to hold commissioners court Meetings in 2010.
11. Approve Exception to 2010 Commissioners Court Meetings.

12. Designate "Acting Judge" responsibilities for 2010 in the absence of the County Judge.
13. Appoint a member of the Comal County Commissioners Court to the Alamo Regional Rural Planning Organization (AARPO) which will formulate transportation objectives for our eleven rural Alamo Area Council of Governments (AACOG) counties, with a term to expire November 18, 2010.
14. Approve the Tax Collector-Assessor's Monthly Collection Report for October 2009.
15. Discuss and approve Resolution 2009-52 authorizing the sale of certain properties for less than the amount of delinquent taxes owed.
16. Consideration and Approval of Order #245 Authorizing the Issuance of "Comal County, Texas Combination Tax and Revenue Certificates of Obligation, Series 2010"; Providing for the Payment of Said Certificates by the Levy of an Ad Valorem Tax Upon All Taxable Property Within the County and Further Securing Said Certificates by a Lien On and Pledge of the Pledged Revenues of the Solid Waste Management System; Providing the Terms and Conditions of Said Certificates and Resolving Other Matters Incident and Relating to the Issuance, Payment, Security, Sale, and Delivery of Said Certificates, Including the Approval and Distribution of an Official Statement; Authorizing the Execution of a Paying Agent/Registrar Agreement and a Purchase Contract; Complying with the Requirements of the Letter of Representations with the Depository Trust Company; and Providing an Effective Date.
17. Consider and approve a budget amendment FROM: General Fund Reserves and Recycling-Gas & Oil, TO: Recycling-Equipment Maintenance, Vehicle Maintenance, Mobile Phones, and Office Supplies, to cover costs for the remainder of the year.
18. Consider and approve a line-item transfer FROM: Road & Bridge Maintenance & Operations-Herbicide, TO: Road & Bridge Maintenance & Operations-Equipment & Supplies, to cover costs for the remainder of the year.
19. Consider and approve a line-item transfer FROM: Sheriff's Office-Graphics, Non-Capital Equipment, and Capital Equipment, TO: Sheriff's Office-Overtime, Radio Tower Lines, Mobil Phones, Mobile Data Terminals, Uniforms, and Dues, to cover projected costs for the remainder of the year.
20. Consider and approve a line-item transfer in Information Technology, FROM: Computer Software, TO: Recurring Costs, to cover the cost of fiber data connections to Justice of the Peace #2 and #4, and the West Campus (Extension Service, Justice of the Peace Precinct #1, and Road and Bridge).
21. Consider and approve a budget amendment FROM: General Fund Reserves, TO: Information Technology-Capital Equipment, to cover the cost of upgraded microwave antennae system between the County Annex and the Sheriff's Office.
22. Authorize Requesting Bids for: 2009PO42 Base Course Reinforcement for the Comal County Road Department.
23. Authorize Requesting Bids for: 2009PO43 Food Service for the Comal County Jail Facility.

24. Consider and approve Resolution 2009-53 Supporting the Comal County Grant Application for the Texas Historic Courthouse Preservation Program – Round VI.

WORKSHOP AGENDA:

1. Presentation by Joy Streater, County Clerk, on the election process in Comal County for the 2008 Presidential Election and the upcoming 2010 Primary Election.
2. Discuss Keetch-Byrum Drought Index and drought conditions in Comal County.
3. Reports from Citizens.

ACTION AGENDA CONTINUED:

25. **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 Susan Dixon versus Comal County; and to receive legal advice regarding RVK Architects contract for Justice Center and the issuance of Certificates of Obligation; and Section 551.072 for Real Property.

26. **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: November 13, 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 13th day of November 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 13th day of November, 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.