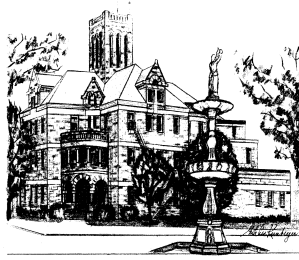


**Donna Eccleston
Precinct #1**

**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 **SUPPLEMENTAL** meeting of COMMISSIONERS COURT will be held on **Thursday, the 9th day of July, 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.

8:15 a.m. SUPPLEMENTAL ACTION AGENDA:

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

1. Terminate the agreement between Comal County and CH2MHill for professional engineering services associated with the Dry Comal Creek Flood Retarding Structure, for cause, and authorize the Comal County Criminal District Attorney to initiate legal proceedings necessary to enforce the provisions of the contract and file a claim with CH2MHill's insurance carrier. Said failure to perform is due to CH2MHill's failure to substantially perform, through their refusal to reimburse Comal County \$429,299 for engineering fees owed to the County and CH2MHill did not commence correction of such performance within 5 days of written notice.
2. Authorize the County Purchasing Director to proceed with a Request for Qualifications for construction phase engineering services related to the proposed Dry Comal Flood Retarding Structure.

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: _____ DATE: July 6, 2009
COUNTY JUDGE

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 6th day of July 2009, at 8:15 a.m. Said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

DATED this the 6th day of July, 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.