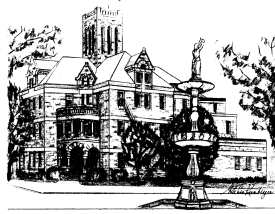


Donna Eccleston
Precinct #1

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 24th day of September, 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. Consider and approve Proclamation naming the week of September 17-23, 2009 as "Constitution Week in Comal County."
3. Approve Resolution 2009-44 regarding Comal County's application for the Indigent Defense Grant Program, and authorize County Judge to sign.
4. Reestablish the Water Wise Committee to review revisions to the Water Availability Rules within the Comal County Subdivision Rules and Regulations, and appoint members to said committee. (Pct. 1)
5. Acknowledge the completion of private roads within Guadalupe River Club, Unit 1, and terminate the associated Escrow Agreement. (Pct. 4)
6. Amendment to Plat, Cypress Cove, Section 2, Combining Lots 447, 448 and 449 into Lot 447R. (Pct. 4)
7. Amendment to Plat, Cypress Cove, Section 5, Combining Lots 81 and 82 into Lot 81R. (Pct. 4)
8. Approve the Vacate and Replat of Lot 1, Block 3, River Valley Estates, Unit One, with the Addition of 1.327 Acres out of the Charles A. Smith Survey No. 321, Abstract 522, Establishing Rio Guadalupe Condominiums, and accept a cash deposit, Check #410, as road surety. (Pct. 4)
9. Consider and approve the State of Texas Mandatory Annual Report regarding the Texas Enterprise Zone Program and TXI, Inc., and authorize County Judge to sign.
10. Consider, approve and authorize County Judge to sign Addendum to Interface Employee Assistance Program (EAP) contract for period of new plan year (October 1, 2009 – September 30, 2009).

11. Consider and approve Comal County “Lenient Attendance/Time Off Policy” for predicted H1N1 flu outbreak and any “declared” flu outbreak; authorize County Auditor and Human Resources to implement provisions outlined in the policy as well as enforce the policy on unexcused/policy absences.
12. Consider and approve Renewal contract (October 1, 2009-September 20, 2010) with AmeriFlex for the County’s HIPAA/COBRA, and Section 125 Cafeteria Plan (Flexible Spending Account [FSA]) and Dependent Care Spending Accounts (DCFSA) administration; and authorize County Judge to sign.
13. Approve Tax Assessor-Collector’s Monthly Collection Report for August 2009.
14. Discuss and consider refunds (over \$2,500.00) of ad valorem tax overpayments or erroneous payments and authorize the Comal County tax Assessor-Collector to remit refund payments.
15. Consider and approve a line-item transfer in Information Technology; FROM: Computer Supplies and Software, TO: Reimbursed Mileage, Continuing Education/Travel, Office Supplies, and Telephone, leased lines, to cover budgetary shortfalls.
16. Consider and approve Supplemental Agreements to contracts on:
 - a. Bid #2009PO33, Dense Graded Hot Mix Asphalt, Type A with: 1) Century Asphalt, LTD; 2) Colorado Materials, LTD, and authorize Purchasing Director to execute;
 - b. Bid #2009PO34, Dense Graded Hot Mix Asphalt, Type B with: 1) Century Asphalt, LTD; 2) Colorado Materials, LTD, and authorize Purchasing Director to execute;
 - c. Bid #2009PO35, Dense Graded Hot Mix Asphalt, Type C with: 1) Century Asphalt, LTD; 2) Colorado Materials, LTD, and authorize Purchasing Director to execute;
 - d. Bid #2009PO36, Dense Graded Hot Mix Asphalt, Type D with: 1) Century Asphalt, LTD; 2) Colorado Materials, LTD; and 3) Brauntex Materials, and authorize Purchasing Director to execute;
 - e. Bid #2009PO37, Hot Mix Cold Lay, Type B with: 1) Colorado Materials, LTD; 2) Vulcan Materials Company, and authorize Purchasing Director to execute;
 - f. Bid #2009PO38, Hot Mix Cold Lay, Type D with: 1) Colorado Materials, LTD; 2) Vulcan Materials Company, and authorize Purchasing Director to execute.
17. Consider and approve Supplemental Agreement II to Contract on Bid #2009PO39, CSS-1H with Ergon Asphalt & Emulsions, Inc., and authorize Purchasing Director to execute.
18. PRESENT AND AWARD BIDS/PROPOSALS FOR Bid 2009PO40 for Uniforms for the Comal County Sheriff’s Office, and authorize Purchasing Agent to execute contract.

WORKSHOP AGENDA:

1. Presentation by Sheriff Bob Holder regarding the Sheriff’s Office appreciation of efficient record-keeping by Comal County Clerk’s Office.
2. Presentation by Dudley Wait, Schertz Emergency Medical Services.
3. Presentation by Steve Soliz, Director of Business Development of San Antonio AirLife.
4. Annual Comal County 4-H and Youth Development Program Report by Karla M. Friesenhahn, Comal Extension Agent for 4-H and Youth Development.
5. Report of course completion from the Tax Assessor-Collector, Cathy C. Talcott.

6. Report by Michael Meek, Greater New Braunfels Chamber of Commerce, on the Comal County Industrial Development Authority's annual meeting held on September 4, 2009.
7. Discuss Keetch-Byrum Drought Index and drought conditions in Comal County.
8. Reports from Citizens.

ACTION AGENDA CONTINUED:

19. **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.
18. 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: _____ **DATE: September 18, 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 18th day of September 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 18th day of September, 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.