

THE STATE OF TEXAS

COUNTY OF KENDALL

BE IT REMEMBERED, that the Commissioners Court of Kendall County, Texas,

was begun and held at a Regular Meeting at the Historic Courthouse in Boerne, Texas, on the 13th day of November, 2006.

Present:

EDDIE J. VOGT,

COUNTY JUDGE

ANN REISSIG, COMMISSIONER, PCT. #1

GENE MIERTSCHIN,

COMMISSIONER, PCT. #2

DARREL LUX,

COMMISSIONER, PCT. #3

RUSSELL C. BUSBY,

COMMISSIONER, PCT. #4

SALLY W. PETERS,

DEPUTY COUNTY CLERK

Judge Vogt was absent for the Open Session and present for the Executive Session.

Commissioner Lux acted as Judge Pro-Tem during the Open Session.

The meeting was called to order with the Pledge of Allegiance to the United States and Texas flags.

THE STATE OF TEXAS 9:01

COUNTY OF KENDALL

It is ordered by the Commissioners Court of Kendall County, Texas, to approve

the Minutes for the month of October 2006.

Motion was made by Commissioner Reissig, seconded by Commissioner Busby, and carried by a vote of 4-0.

THE STATE OF TEXAS 9:02

COUNTY OF KENDALL

It is ordered by the Commissioners Court of Kendall County, Texas, to approve

the Claims as presented by the Auditor's Office (on file).

Motion was made by Commissioner Busby, seconded by Commissioner Reissig, and carried by a vote of 4-0.

THE STATE OF TEXAS 9:05

COUNTY OF KENDALL

It is ordered by the Commissioners Court of Kendall County, Texas, to renew

employee and dependent vision insurance with Ameritas Group for the policy term of January 1, 2007 to December 31, 2007 (attachment).

Motion was made by Commissioner Busby, seconded by Commissioner Reissig, and carried by a vote of 4-0.

THE STATE OF TEXAS 9:10

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve overtime pay to Road & Bridge employee Steven Flemming for emergency response to a downed tree at Third Street and the Comfort Middle School parking lot (attachment).
Motion was made by Commissioner Busby, seconded by Commissioner Miertschin, and carried by a vote of 4-0.

9:11

No action was taken on the request by the city of Fair Oaks Ranch to annex approximately 359 acres located in Kendall County. Commissioner Miertschin will talk to city officials at Fair Oaks Ranch regarding annexing additional portions of Ammann Road (attachment).

THE STATE OF TEXAS

9:13

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Health Officer be reimbursed for mileage until the County car ordered for her is delivered.
Motion was made by Commissioner Busby, seconded by Commissioner Miertschin, and carried by a vote of 4-0.

THE STATE OF TEXAS

9:15

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the transfer of two motor vehicles, one equipped with radio and cage barrier still intact, from the Kendall County Sheriff's office to the County Attorney's office.
Motion was made by Commissioner Busby, seconded by Commissioner Reissig, and carried by a vote of 4-0.

THE STATE OF TEXAS

9:20

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Financial/Investment Reports for the quarter ending September 30, 2006 (attachment).
Motion was made by Commissioner Busby, seconded by Commissioner Reissig, and carried by a vote of 4-0.

9:22

No action was taken on reinstating the burn ban.

THE STATE OF TEXAS

9:24

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to re-host the County website using Guadalupe Valley Telephone Cooperative at a cost of \$120 per year pending the results from the State to correct the illegible web translation.
Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 4-0.

THE STATE OF TEXAS

9:27

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to amend the policy manual to restrict online streaming of audio and/or video for personal use on County computers.
Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 4-0.

9:30

No action was taken on buying a stockpile of flu vaccine for Kendall County due to the restriction that the stockpile cannot be refreshed if any of it is used.

9:32

A Public Hearing was held for the Order to establish minimum infrastructure standards and to adopt rules for manufactured home rental communities in the unincorporated area of Kendall County. The following people spoke:

Edgar Schwarz stated that because there is not a lot size or lot space noted, it will make it hard to design a mobile home park. He suggested thinking about a width requirement.

Don Allee said that if a septic system is used then the minimum lot size is the same as for a subdivision lot.

Commissioner Lux suggested that acre be designated as the minimum lot size and continue to abide by setbacks.

THE STATE OF TEXAS

9:35

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt infrastructure standards for manufactured home rental communities in the unincorporated areas of Kendall County with the addition of a minimum lot size requirement of acre (attachment).

Motion was made by Commissioner Lux, seconded by Commissioner Busby, and carried by a vote of 4-0.

THE STATE OF TEXAS

9:40

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief to Jungfrau Hill Estates Subdivision in accordance with the Development Rules and Regulations dated August 29, 2005 to allow two road bulges in Jungfrau Hill Road to provide a turnaround for firefighting equipment.

Motion was made by Commissioner Busby, seconded by Commissioner Lux, and carried by a vote of 4-0.

THE STATE OF TEXAS

9:42

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Preliminary Plat for Jungfrau Hill Estates Subdivision in accordance with the Development Rules and Regulations dated August 29, 2005.

Motion was made by Commissioner Busby, seconded by Commissioner Lux, and carried by a vote of 4-0.

THE STATE OF TEXAS

9:45

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat for Platten Creek Subdivision and dedicate a 0.306-acre tract (Jo Ann Langley Courtney) to the Platten Creek Road right-of-way in accordance with the Development Rules and Regulations dated August 29, 2005. This is being done to reflect the actual location of the road.

Motion was made by Commissioner Lux, seconded by Commissioner Busby, and carried by a vote of 4-0.

THE STATE OF TEXAS 9:47

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Resolution accepting the dedication of land by Rush and Jo Ann Langley Courtney to the public for use as a public road known as

Platten Creek Road (attachment).

Motion was made by Commissioner Lux, seconded by Commissioner Busby, and carried by a vote of 4-0.

THE STATE OF TEXAS

9:49

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Final Plat for Cordillera Ranch Subdivision, Unit 106B, and accept two Letters of Credit in the amount of \$652,077.00 for road and drainage improvements and \$159,471.00 for water system and wastewater system improvements in accordance with the Development Guidelines and Regulations Rule Book dated January 1, 1997.

Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, and carried by a vote of 4-0.

THE STATE OF TEXAS

9:52

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Final Plat for Cordillera Ranch Subdivision, Unit 205, and accept two Letters of Credit in the amount of \$640,800.00 for roads and drainage improvements and \$288,460.00 for water and wastewater system improvements in accordance with Regulations, Rules and Specifications for Roads and Subdivisions, 1990 (Revised-December 1994).

Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 4-0.

PUBLIC COMMENTS:

Commissioner Lux read a letter from Jeff Fincke, EMS Administrator, dated October 27, 2006 to the Honorable Judge Vogt and County Commissioners which stated: As you are aware Kendall County was awarded one of the prime movers from AACOG through the Homeland Security Grant Program for 2005. You were approached by me on August 14, 2006, requesting a transfer of \$5,005.33 from one line item to another to provide the necessary equipment for this vehicle (radio, lights, decals, striping, bed liner, grill guard, and headache rack). I would like to report to you the total cost of the project came to \$4,290.15. I would also like to commend Brian Webb and Gerald Neill who provided the time and labor to install the emergency light package saving the County at least \$700.00 on the project. Their partners are to be commended as they made any first-out calls while Gerald and Brian worked on the vehicle.

Court recessed for a Break.

THE STATE OF TEXAS

10:20

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat for Alamo Springs Subdivision, Block 7, Lots 4, 5, and 6 into Lots 4A and 6A in accordance with the Development Rules and Regulations dated August 29, 2005.

Motion was made by Commissioner Busby, seconded by Commissioner Reissig, and carried by a vote of 4-0.

THE STATE OF TEXAS

10:22

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief to minimum road frontage on Waring Road in accordance with Development Rules and Regulations dated August 29, 2005 to allow a proposed family division of a three-acre tract out of a 577.47-acre tract with access through a 60-foot easement to Waring Road (Forrest Lee Ledlow, Jr.).

Motion was made by Commissioner Busby, seconded by Commissioner Lux, and carried by a vote of 4-0.

THE STATE OF TEXAS

10:25

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief to minimum road frontage for a proposed three-acre tract in accordance with Development Rules and Regulations dated August 29, 2005. This tract is to be divided for mortgage purposes out of a 6.144-acre tract with access through a 50-foot easement along Thunder Valley Road that is a privately maintained public road to State Highway 46 West (Michael and Charlene Maytum). Motion was made by Commissioner Reissig, seconded by Commissioner Lux, and carried by a vote of 4-0.

THE STATE OF TEXAS

10:27

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief to minimum lot size and minimum road frontage on the proposed Amending Plat for Comfort Lots in accordance with Development Rules and Regulations dated August 29, 2005. This is to change five lots (one without road frontage) into four lots with two having less than 0.5 acres and three having less than 100-foot road frontage (Wayne Thurber). Motion was made by Commissioner Busby, seconded by Commissioner Lux, and carried by a vote of 4-0.

THE STATE OF TEXAS

10:29

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief to minimum road frontage and lot size in accordance with Development Rules and Regulations dated August 29, 2005 for a proposed .064-acre tract to be divided out of a 1.998-acre tract (Linda Sauter) to be combined with a 0.405-acre tract (currently an easement) and the combined .469-acre tract is then proposed to be added to a 16.565-acre tract (Tim Lamberson) which has access to Pfeiffer Road through a 25-foot easement. Motion was made by Commissioner Reissig, seconded by Commissioner Busby, and carried by a vote of 3-0 with Commissioner Miertschin abstaining.

Court went into Executive Session and as a result the following motions were made:

THE STATE OF TEXAS 10:30 #1

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize Commissioner Miertschin, the County Development Manager, and the County Engineer to meet with Friends of the Park and the landscape architect and report to the Court with their findings. Motion was made by Commissioner Busby, seconded by Commissioner Lux, and carried by a vote of 5-0.

THE STATE OF TEXAS 10:45 #1

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Attorney to proceed as discussed in Executive Session. Motion was made by Commissioner Busby, seconded by Commissioner Reissig, and carried by a vote of 5-0.

Being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 11th DAY OF DECEMBER A.D., 2006.

ATTESTED: _____

CLERK
TEXAS

COUNTY
KENDALL COUNTY,

COUNTY JUDGE
KENDALL COUNTY, TEXAS