

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 22 nd day of January, 2007.

Present: GAYLAN L. SCHROEDER, COUNTY JUDGE

ANN REISSIG, COMMISSIONER, PCT. #1

GENE MIERTSCHIN, COMMISSIONER, PCT. #2

DARREL L. LUX, COMMISSIONER, PCT. #3

KENNETH M. RUSCH, COMMISSIONER, PCT. #4

SALLY W. PETERS, DEPUTY COUNTY CLERK

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

The Court extended sympathy to the Vogt family and the Collins family for the death of Ethel White.

2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas , to

approve the Monthly Reports for December 2006 as submitted by the Auditor's Office (on file).

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 5-0.

3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas , to

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

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 5-0.

4. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas , to

authorize the payment of \$14,837.44 to the Kerr County Juvenile Facility, the Hays County Treasurer, and the 4M Youth Services.

Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, and carried by a vote of 5-0.

5. Roy Laubach, Sheriff's Deputy, was presented with a 10-year Service Award.

6. PUBLIC COMMENTS:

REGARDING AGENDA ITEM #7:

Merrill Clark requested that the burn ban be lifted.

Judge Schroeder advised that the burn ban was lifted January 17 th by special court order.

REGARDING AGENDA ITEM #15.1:

Forrest & Sissy Ledlow spoke against removing the Stop sign on Blaschke Road .

Andy Burge spoke in favor of removing the Stop sign on Blaschke Road .

7. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to lift the burn ban officially that had been lifted earlier by special court order on January 17, 2007 (attached).

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0.

8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas , to

authorize the purchase of Sonicwall Anti-Virus Protection for the desktop computers and server in the Sheriff's Office and the Detention Center for \$2,711.68. It is to be taken from the Sheriff's hardware line item.

Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 5-0.

9. The 2007 Child Services Board for Kendall County was introduced to the Court.

10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the change to the auctioneer contract to deduct the cost for advertising/notices from the sale proceeds. The cost of the advertising/notice is not to exceed \$100.00 and is to require approval by the County Attorney prior to publication.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0.

11. The County Engineer presented a summary of activities for Road & Bridge during December 2006.

12. The County Development Manager presented a summary of activities during December 2006.

13.A. A Public Hearing was held for the application filed by Wayne Thurber for the proposed revision of portions of Comfort Lots 130, 131, 132, 179½ and a 2.779-acre tract filed in Volume 1, Page 174 of the plat records of Kendall County. Commissioner Rusch explained the revision. No one else spoke.

13.B.1. A Public Hearing was held for the proposed removal of the Stop sign on Blaschke Road at its intersection with Waring Road . The following people spoke:

The County Engineer explained the proposal.

Commissioner Miertschin said both roads soon would be similarly paved and intersecting at a 90 ° turn and so

would look alike.

Commissioner Lux expressed a concern for drivers on Blaschke Road cutting the curve short when turning

left onto Waring Road .

The County Engineer and Commissioner Rusch said there is very little traffic at that intersection.

The Judge clarified with the County Engineer that the reason for removing the Stop sign is driver convenience and he then said he would be in favor of leaving the Stop sign where it is.

Commissioner Miertschin and Commissioner Reissig both expressed agreement with the Judge.

The County Engineer explained the change in traffic flow with the new Hein Road and that signs explaining

the road turns would be installed on both Blaschke and Waring Roads.

Sissy Ledlow said the bigger problem is with drivers who are unfamiliar with the intersection.

Forrest Ledlow expressed concern for potential car wrecks of drivers continuing on Waring Road onto what

is now essentially a private driveway that is not marked with a sign, cattle guard, or fence.

Andy Burge asked that the county consider abandoning that short portion of Waring Road that is no longer

used by anyone except the residents as a private driveway so that it can be fenced, and about 300 feet of

road would be reduced from county maintenance.

Sissy Ledlow said that would put a financial burden on property owners.

Ricky Pfeiffer said that because there are three differently named roads intersecting, that Hein and Blaschke

ought to have Stop signs because Waring is the main road.

Commissioner Lux asked for a traffic study from the Sheriff's Department and that this proposal be put on a

future agenda, and the other Commissioners and the Judge agreed.

13.B.2. A Public Hearing was held for the proposed removal of the Yield sign and placement of a Stop sign on Independence Parkway at its intersection with Faltin Street in Comfort. The following people spoke:

The County Engineer explained the proposal.

Commissioner Rusch said the Justice of the Peace, Precinct 4, had reported several near-miss situations.

13.B.3. A Public Hearing was held for the proposed removal of the Yield sign and placement of a Stop sign on Faltin Street at its intersection with Amber Street in Comfort. No one spoke.

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Plat Revision for Comfort, portions of Lots 130, 131, 132, 179½ and a 2.779-acre tract (Wayne Thurber) into Lots 130A, 131A, 132A, 133A, 134A, 178A, and 179A in accordance with paragraph 208.1200.3 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006).

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, and carried by a vote of 5-0.

15.1. Consideration and action to remove the Stop sign on Blaschke Road at its intersection with Waring Road is tabled.

15.2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to remove the Yield sign on Independence Parkway at its intersection with Faltin Street in Comfort and replace it with a Stop sign.

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, and carried by a vote of 5-0.

15.3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to remove the Yield sign on Faltin Street at its intersection with Amber Street in Comfort and replace it with a Stop sign.

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, and carried by a vote of 5-0.

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from the Development Guidelines and Regulations Rule Book dated January 1, 1997 for Cordillera Ranch, Unit 206, to allow a 50-foot right-of-way (ROW) for proposed streets in lieu of the

required 60-foot ROW, allow a pavement width of 21 feet of face-to-face of curbs in lieu of 28 feet of paved surface, and allow a 6-inch roll curb in lieu of a 7-inch standard curb.

Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 5-0.

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat for Sleepy Hollow Subdivision, Unit II, Lots 5 and 7 into Lots 5A (Loyd Gibbs Trust) and 7A (John and Deanne Focke) in accordance with paragraph 208.1200.4 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006)

Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 5-0.

18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Attorney to seek the Texas Attorney General's opinion on the authority of the Court to close a county road.

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 5-0.

Court recessed for a Break.

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

II. 1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Attorney, Don Allee, and the County Development Manager, Tom Pahl, to pursue the purchase of park property as directed.

Motion was made by Judge Schroeder, seconded by Commissioner Lux, and carried by a vote of 5-0.

II. 1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Judge to sign a letter of support to the Kronkowsky Foundation for the Kendall County Partnership for Parks.

Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 5-0.

Being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS _ 12 th ___ DAY OF ___ _ FEBRUARY __ A.D., __ 2007 ___ .

ATTESTED: _____

COUNTY CLERK COUNTY JUDGE

KENDALL COUNTY , TEXAS KENDALL COUNTY , TEXAS