

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 26 th day of March, 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.

2. **Mary Francis (Fran) Craig, Victim Services Coordinator, was recognized for 10 years of service.**

3. THE STATE OF TEXAS

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

approve the Monthly Reports for February 2007 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

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

Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, 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

approve the Quarterly Recurring Payment for Chubb Security System.

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

5. THE STATE OF TEXAS

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

approve the Kendall County Investment Policy as submitted by the County Treasurer .

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

6. PUBLIC COMMENTS:

The following people spoke against granting relief to the wording on the Final Plat for Lerin Hills (Agenda #23): Andy Burge, Ron Gonzalez, Patrick Lindner, and John Kight.

7. No action was taken on reinstating the burn ban.

8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Proclamation declaring April as Child Abuse Prevention Month (attached).

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

9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Resolution declaring April 14 th , 2007, as Shriners Hospitals for Children Day in Kendall County (attached).

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

10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to exempt the Dienger Building from ad valorem taxes under provision of Texas Tax Code Section 11.24 (attached).

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

11. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Resolution requesting the support of Texas State Legislators, Senator Jeff Wentworth and Representative Nathan Macias, for Senate Bill 1204 and House Bill 2906 which provide, in part, for the reorganization and administration of the County Court at Law of Kendall County (attached).

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

12. David White presented concerns regarding the road classification of Upper Cibolo Creek Road .

13. Bill Hardin presented a claim for damages to his truck that occurred while voluntarily helping the county and other volunteers fight the February 21, 2007 fire on Thomas Road .

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve overtime pay to Road & Bridge employees for emergency response on March 11, 2007, and March 13, 2007, due to heavy rains (attached).

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

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the bid of \$67,735.00 for Allen Road and \$10,865.00 for Upper Cibolo Creek Road for concrete services by Myers Concrete Construction, L.P.

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

16. The County Engineer presented the summary of activities for Road & Bridge during February 2007.

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to release the Letters of Credit in the amounts of \$525,158.00 for road and drainage improvements and \$298,149.00 for water and wastewater improvements in Unit 106A, Cordillera Ranch Subdivision.

Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, 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 construction of River Crossing, Verde Point, Granadilla, Persimmon, and Swede Springs in Cordillera Ranch Subdivision, Unit 106A. The roads will be privately maintained (Road History Form attached).

Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, 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 accept the renewal Letter of Credit in the amount of \$251,499.00 for subdivision improvements at Cordillera Ranch Subdivision, Sendero Ridge Tract, effective March 21, 2007.

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

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to release the Letter of Credit in the amount of \$251,499.00 for subdivision improvements on Sendero Ridge at Cordillera Ranch Subdivision, Sendero Ridge Tract.

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

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the construction of Sendero Ridge at Cordillera Ranch Subdivision, Sendero Ridge Tract. The road will be privately maintained (Road History Form attached).

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

20. The County Development Manager presented a summary of activities during February 2007.

21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief to minimum building setbacks in accordance with paragraph 305.1100 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006) on the east, south, and west sides of the proposed office/warehouse facility on the IH-10 West frontage road at Becker Lane (Mike Hayes). The relief is for 10-foot buildings setback instead of the required minimum 50-foot setback. The north side will not receive this relief.

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

22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the renewal Letter of Credit in the amount of \$57,878.00 for one year for subdivision improvements for Unit 105B, Cordillera Ranch Subdivision, effective April 4, 2007 in accordance with Section 204 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006).

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

23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table the request for relief to the plat note requirement for use of groundwater for the Final Plat of Lerin Hills, Unit 1, in order to seek the advice of the County Attorney in Executive Session.

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

Court recessed Open Session and went into Executive Session at 10:40 a.m.

Court reconvened Open Session at 11:09 a.m. where the following motion was made:

23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to deny the request for relief to the plat note on the Final Plat of Lerin Hills, Unit 1, that no Kendall County groundwater will be used to provide water service to this development.

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

Court went back into Executive Session at 11:23 a.m.

Following Executive Session, the Court reconvened in Open Session where no motions were made.

Being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS _ 9 th ___ DAY OF ___ _ APRIL _ A.D., _ 2007 ___ .

ATTESTED: _____

COUNTY CLERK COUNTY JUDGE

KENDALL COUNTY , TEXAS KENDALL COUNTY , TEXAS