

**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 24<sup>th</sup> day of March 2008.

**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 family of former County Commissioner, L.M. Holman.**  
**The Judge said that SAMCO Capital Markets Inc. sent a check for \$48,662.50 for the Kendall County Health Facilities Development Corporation for Morningside Ministries.**

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3.     **THE STATE OF TEXAS**  
**COUNTY OF KENDALL**      **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for March 10, 2008.**  
**Motion was made by Commissioner Reissig, seconded by Commissioner Miertschin, and carried by a vote of 5-0.**

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4.     **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 2008 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.**

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- 5-a.   **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 Rusch, and carried by a vote of 5-0.**

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6.     **THE STATE OF TEXAS**  
**COUNTY OF KENDALL**      **It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Kendall County Investment Policy for 2008 (attached).**  
**Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 5-0.**

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7.     **PUBLIC COMMENTS: No one spoke.**

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8. No action was taken on lifting the burn ban.
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9. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to declare two ambulances, the 1999 Crown Victoria, the current administrative car, items submitted from Road & Bridge and items submitted from Constable Precinct 3 as surplus and salvage for auction (attached).  
Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0.

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10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize Jeff Fincke, County Fire Marshall, to sign updated First Responder Agreements with various county fire departments.  
Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0.

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11. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize Jeff Fincke, County Fire Marshall, to update and sign existing and new Mutual Aide Agreements.  
Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0.

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12. The Judge recognized Harvey L. Duennenberg as the 2007 Family Land Heritage recipient from the Texas Department of Agriculture (TDA) and explained the significance of honoring families who have owned and occupied their land for over 100 years. He encouraged such families to submit the necessary paperwork to TDA.
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13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table action on the distribution of 911 address signs.  
Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0.

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2. Gene Sparks accepted the Service Award for Eric Van Slycke, Road & Bridge, for 5 years of service.
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14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to declare the week of April 13-19, 2008 Crime Victims' Rights Week.  
Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 5-0.

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15. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the lease agreement with the Boy Scouts of America for the old Road & Bridge building at 633 Main Street in Comfort with an automatic annual renewal.  
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 authorize the expenditure of up to \$2,500.00 for Road & Bridge to retrieve the data that was recently lost.  
Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, and carried by a vote of 5-0.
17. The County Engineer presented a summary of activities for Road & Bridge during February 2008.
18. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the construction of the extension of Southfield and its drainage system in Cordillera Ranch Subdivision, Unit 105B, and release the Letter of Credit in the Amount of \$57,878.00 (Road History Form attached).  
Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 5-0.
19. The County Development Manager presented a summary of activities during February 2008.
20. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the amending plat for Champee Springs Ranches Subdivision, Tract 4A and 4G into Tracts 4A-1 and 4G-1 in accordance with paragraph 208.1200.4 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006) for the purpose of relocating the property line between the two lots.  
Motion was made by Commissioner Reissig, seconded by Commissioner Miertschin, and carried by a vote of 5-0.
21. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the amending plat for The Crossing Subdivision, Hidden Lake Section, Lots 478, 479, and 480 into Lot 480A.  
Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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 approve the amending plat for the Town of Comfort, Lot 178A into Lot 178A-1 in accordance with paragraph 208.1200.4 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006) for the purpose of adding a 15-foot utility easement.

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

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## 23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the amending plat for Cordillera Ranch Subdivision, Unit 106A, Block B, Lots 13 and 14 into Lot 13A.

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

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## 24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the request for relief to minimum road frontage and platting requirements for access through a 60-foot easement to the 50-foot easement to State Highway 46 East for a 6 to 10-acre tract that is being divided out of a 286-acre tract.

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

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## 25. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the request for relief to minimum road frontage, maximum density, preparation of a water availability study, payment of platting fee, and submittal of a preliminary plat on River Oaks Road in accordance with Sections 202, 203, and 301 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006) for the division of 8.17 acres into Lot 1 (4 acres with 100 feet of road frontage) and Lot 2 (4.17 acres with 40 feet of road frontage).

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, and carried by a vote of 4-1 with Commissioner Miertschin voting against.

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## 26. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the request for relief to minimum road frontage and platting requirements on State Highway 46 West in accordance with paragraphs 101.1 and 301.1 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006) for a 3-acre tract being divided out of a 10-acre tract for mortgage purposes.

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

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27. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the request for relief to maximum density and the completion of a second Groundwater Availability Report for Phase II of Estancia at Thunder Valley Subdivision.

Motion was made by Commissioner Reissig, seconded by Commissioner Lux, and carried by a vote of 4-1 with Commissioner Miertschin voting against.

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Court took a Break.

28. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve travel arrangements for Becky Meier, 911 Addressing Coordinator, to attend the Urban and Regional Information Systems Association/National Emergency Number Association Conference on April 7-10, 2008.

Motion was made by Judge Schroeder, seconded by Commissioner Reissig, and carried by a vote of 4-1 with Commissioner Lux voting against.

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29. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the clarification statement regarding lodging in the County Policy Manual for attendees of conferences so that if the conference is over before 5:00 p.m. then lodging for that night will not be paid by the county unless approved by Commissioners' Court prior to the trip being taken.

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

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Court closed Open Session and went into Executive Session.

Court closed Executive Session and went into Open Session where the following motions were made:

I-4. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Attorney and the County Development Manager to proceed as discussed in Executive Session regarding the purchase of property.

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

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III-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve advertising for the position of County Development Manager due to Tom Pahl's retirement which is effective June 1, 2008.

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

Court took a Lunch Break then resumed Open Session. Judge Schroeder and Commissioner Rusch were absent.

The following presentation and motions were made:

30. Commissioner Miertschin gave a presentation to all county department heads on the maintenance procedures associated with the new county website.

5-b. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the payment of mileage presented by the Kendall County Tax Assessor Collector.

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 3-0.

5-c. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the claim from the Kendall County Treasurer's Office except for the 4th night's lodging.

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 3-0.

Being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 14th DAY OF APRIL A.D., 2008

ATTESTED: Dorene Herwin COUNTY CLERK KENDALL COUNTY, TEXAS

Jayden L Schroeder COUNTY JUDGE KENDALL COUNTY, TEXAS

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