

**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 Courthouse in Boerne, Texas, on the 28<sup>th</sup> day of July 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**

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1.     **The meeting was called to order at 9:00 a.m. with the Pledge of Allegiance to the United States and Texas flags.**
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2.     **THE STATE OF TEXAS**

**COUNTY OF KENDALL**       **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for July 14, 2008.**

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

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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 Monthly Reports for June 2008 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 approve the appointment of the Election Judges to two-year terms as submitted.**

**Motion was made by Commissioner Lux, seconded by Commissioner Reissig, 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 Budget Adjustments as submitted by the Auditor's office (attached).**

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

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5. **THE STATE OF TEXAS**

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

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7. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the emergency response callout payment for Road & Bridge.

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

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8. **PUBLIC COMMENTS:**

- (Agenda Item #26) Paula Cairns expressed concern regarding the lack of response to the Transportation Committee's report and that public input is not being sought for road projects.
  - Jeff Fincke reported on his experience as a First Strike Team Leader deployed to Port San Antonio and then to Weslaco prior to Hurricane Dolly's landfall on the Texas coast. He said his experience would be of benefit for disaster planning in Kendall County.
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9. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve leaving the burn ban in effect but to allow permits to be issued with the approval of the Fire Marshal.

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

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10. A Public Hearing was held in regard to establishing a No Parking/Tow Away Zone on Mill Dam Road near the Mill Dam Road Bridge. No one spoke.

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11. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve establishing a No Parking/Tow Away Zone on Mill Dam Road near the Mill Dam Road Bridge over the Guadalupe River. The legal description of the No Parking/Tow Away Zone is 305 feet north of the beginning of the Mill Dam Road Bridge and 825 feet south of the end of the Mill Dam Road Bridge.

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

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12. A Public Hearing was held in regard to establishing a No Parking/Tow Away Zone on Zoeller Lane near the Waring Welfare Road Bridge. No one spoke.

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13. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve establishing a No Parking/Tow Away Zone on Zoeller Lane near Waring Welfare Road. The legal description of the No Parking/Tow Away Zone is from the origin of Zoeller Lane at Waring Welfare Road for 2,120 feet east.

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

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14. A Public Hearing was held in regard to establishing a School Zone for a reduced speed limit from the Meadowlands property on Old San Antonio Road continuously through the Boerne Independent School District School Zone on Old San Antonio Road. No one spoke.

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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 establishing a School Zone with a 25 mph speed limit on Old San Antonio Road from the Meadowlands property continuously through the Boerne Independent School District School Zone.

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

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16. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Hernandez Construction for concrete work on headwalls on Johns Road.

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

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17. Action on the disposal of the exercise equipment was tabled until after Executive Session.

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18. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the contracts with Protection One for the Courthouse and the Old Jail, excluding the Historic Courthouse, and authorize the County Judge to sign.

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

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19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve participation in the Bexar County Appellate Public Defender Program.

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

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20. The County Engineer presented a summary of activities during June 2008.

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21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Resolution concerning the administration of the Texas Community Development Program Disaster Relief Grant TCDP 728297 and approve Gaylan L. Schroeder, Kendall County Judge; Dana Baethge, Kendall County Auditor; and Medana Crow, Kendall County Treasurer, as authorized signators.

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

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22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the contract with Esser & Company for administrative management services for the Texas Community Development Program Disaster Relief Grant TCDP 728297 received from the Office of Rural Community Affairs (ORCA) and authorize the County Judge to sign.

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

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23. The County Development Manager presented a summary of activities during June 2008.

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24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas to table action regarding the Amending Plat of Waring, Lots 5-12, Block 12; Lots 1-12, Block 11; portions of Lots 1, 2 and 4, Block 10; portions of Outlots 27-30 and an unnumbered block; and incorporating portions of Avenue A, Avenue B, Manning Street, Fredericksburg Road and an alley within Block 10 to create Outlots 27A, 28A and 30A.

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

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25. There was discussion regarding the property owned by Kendall County and leased to Ray Castro. A volunteer group in Comfort has requested the part of it that Mr. Castro does not use or maintain in order to create and maintain a Butterfly Garden to beautify that area on Highway 87 coming in from Fredericksburg. The Court asked that the volunteer group and Mr. Castro meet with Commissioner Rusch and the County Attorney to resolve their differences. It was noted that Mr. Castro's lease expires September 30, 2008 and that he has been a good steward of the piece of the property closest to him.

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26. Terry Anderson, County Engineer and Chairman of the Thoroughfare Planning Group, introduced those members of the committee that were present in the audience: Chris Turk, Mike Mann, Jeff Thompson, and Jeff Haberstroh. He presented the two priority road projects: 1) the Herff Road extension from Old San Antonio Road to Main Street and IH 10 and 2) creating a cul-de-sac on North School street where it currently intersects with Main Street.

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27. The Court went to the Old Jail to view historic files to determine possible disposal.

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Court took a Break and went into Executive Session.

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

17-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to reject the sealed bid for purchase of the fitness equipment.

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

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17-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table action on declaring the fitness equipment surplus and salvage property.


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

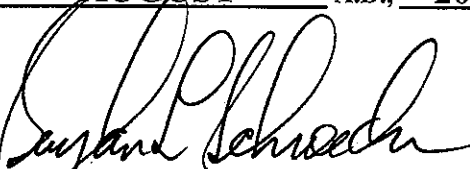
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Being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 11<sup>th</sup> DAY OF AUGUST A.D., 2008.

ATTESTED:

  
COUNTY CLERK  
KENDALL COUNTY, TEXAS

  
COUNTY JUDGE  
KENDALL COUNTY, TEXAS