

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 27th day of October 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 at 9:00 a.m. with the Pledge of Allegiance to the United States and Texas flags.

2. The following Service Awards were presented:

- 10 years of service: Clinton Bass, Deputy Sheriff**
- 5 years of service: Darcy Seibert, EMS; Sandra McNichols, Road & Bridge; Charles Camden, Road & Bridge; Terry Anderson, County Engineer**

3. THE STATE OF TEXAS

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

Motion was made by Commissioner Reissig, 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 Monthly Reports for September 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.

5-1. 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 except for #3 on page 16 for Protection One (on file).

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

6. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the 2008 Tax Levy Roll Total of \$14,056,800.14.

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

7. PUBLIC COMMENTS: No one spoke.

8-1. No action was taken on reinstating the burn ban. It is still off.

8-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the purchase of 30 "Burn Ban In Effect" informational road signs.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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 approve the contract with Crown Correctional Telephone, Inc. for the inmate phone system at the Kendall County Law Enforcement Center and authorize the appropriate signatures.

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 approve closing the following streets in Comfort from noon on November 28, 2008, until midnight on November 29, 2008: Seventh Street between Highway 27 and Main Street and High Street between Sixth and Eighth Streets.

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

11. A Public Hearing was held regarding the Plat Revision for Sparkling Springs Ranchettes, Unit 1, Lots 71, 72, and 73 into Lot 71A. No one spoke.

12. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas to approve the Plat Revision for Sparkling Springs Ranchettes, Unit 1, Lots 71, 72, and 73 into Lot 71A in accordance with paragraph 208.1000 of the Development Rules and Regulations dated August 29, 2005 (amended September 2006). All tracts will be served by individual wells and septic systems.

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

13. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas to approve sending a letter to Alamo Area Council of Governments (AACOG) naming Judge Schroeder as the Kendall County representative to the Board of Directors through December 2010 and Commissioner Reissig as the alternate.

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

14. **THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Proclamation recognizing November 2008 as Home Care and Hospice Month (attached).

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

15-1. The agenda item regarding the contract with Baker-Aicklen & Associates, Inc. for software integration support for Road & Bridge was tabled until later in the meeting.

15-2. The agenda item regarding the contract with Riveer Environmental for installation of a washrack at the Road & Bridge facility was tabled until later in the meeting.

16. This agenda item was pulled.

17. The County Engineer presented a summary of activities by Road & Bridge during September 2008.

18-1. 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 Turkey Knob Road to Kerr County and to waive the Maintenance Bond requirement (Road History Form attached).

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

18-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the transfer of the amount that was put up as a construction guarantee for payment of attorneys' fees in accordance with the Agreed Judgment.

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

19. The County Development Manager presented a summary of activities during September 2008.

22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve option #1 with Alamo Area Council of Governments (AACOG) concerning the Participant Statistical Areas Program (PSAP) for the 2010 Census boundaries.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 4-0-1 with Commissioner Miertschin abstaining.

15-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the contract with Baker-Aicklen & Associates, Inc. for software integration support as amended by the County Attorney and authorize appropriate signatures.

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

15-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the contract with Riveer Environmental for the installation of the washrack at the Road & Bridge facility as amended by the County Attorney and authorize appropriate signatures.

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

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

Court was recessed at 12:00 p.m. to be resumed October 28, 2008.

Court resumed Executive Session at 9:00 a.m. on October 28, 2008.

Court closed Executive Session and went into Open Session at 11:45 a.m. where the following motions were made:

20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Attorney to change Kendall County Order No. 08-11-2008B as discussed.

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

5-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to not pay Protection One for the equipment charge of \$8,608.95 and to authorize Commissioner Miertschin and Sheriff Duncan to investigate a wireless security system.

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, 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 apply for the Federal Emergency Management Agency (FEMA) Grant on behalf of the St. Boniface Episcopal Church in Comfort, Texas, and authorize the County Judge to sign.

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

I-3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the payment of taxes on the property at 105 Amber in Comfort, Texas.

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

I-1. THE STATE OF TEXAS

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 regarding the purchase of real property.

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

Being no further business, the meeting was adjourned at 12:20 p.m.

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

ATTESTED: Darlene Herrin
COUNTY CLERK
KENDALL COUNTY, TEXAS

[Signature]
COUNTY JUDGE
KENDALL COUNTY, TEXAS