

**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 24<sup>th</sup> day of November 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 following Service Awards were presented:**

- **10 years of service: Corinna Speer, Auditor's Office  
Forres Meadows, Constable, Precinct 3**
- **5 years of service: Reginald Keplin, Sheriff's Office**

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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 November 10 and 17, 2008.

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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 October 2008 as submitted by the Auditor's office (on file).

Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, 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 the Claims as submitted (on file).

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

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

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8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve putting the Burn Ban in effect.

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

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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 the Resolution authorizing the submission of an application to the Texas Department of Agriculture for funding through the Texas Capital Fund for infrastructure improvements at the Albany Engineered Composites site on U.S. Highway 87 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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10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Citizen Participation Plan for all Texas Community Development Block Grant Program projects and authorize the County Judge to sign.

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, 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 approve the installation of "No Smoking" signs at the Comfort Waste Collection Station and the Boerne Waste Collection Station.

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

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12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the publication of a Public Notice for a Public Hearing on December 8, 2008 at 9:15 a.m. in regard to banning hand-held cell phone use in all School Zones in Kendall County.

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

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13. 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 Auditor's Office to send a letter of explanation to the Rainbow Senior Center pertaining to the March 10, 2008 Commissioners' Court Order authorizing the contribution of \$100,000.00 to the Center.

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

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14. THE STATE OF TEXAS

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the payment to Protection One of \$8,608.95 for the work that has been done, with the condition that there is an additional \$395.99 to be drawn on for the completion of two additional jacks—one in the Development Management Office and one in the Receptionist's Office and that the other 17 jacks are installed as originally promised.

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

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15. The County Engineer presented a summary of activities by Road & Bridge during October 2008.

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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 the submission of a letter from Kendall County to the Texas Department of Transportation (TxDOT) requesting a waiver and authorize the County Judge to sign the letter, and to adopt the Resolution approving the waiver for the County's local match for the design and construction of a new Seventh Street Bridge over Cypress Creek in Comfort (attached).

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

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17. THE STATE OF TEXAS

COUNTY OF KENDALL

It is ordered by the Commissioners' Court of Kendall County, Texas, to deny the variance request for the secondary roads for Diamond K Ranch Subdivision.

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

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18. The County Development Manager presented a summary of activities during October 2008.

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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 the Amending Plat for Cordillera Ranch Subdivision, Unit 106B, Block A, Lots 71 and 72 into Lot 71A. Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, and carried by a vote of 5-0.

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20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas to approve the Amending Plat of a portion of Lot 28 and all of Lots 30, 32 and 34, town of Sisterdale into Lots 30A and 34A.

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

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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 Amending Plat for The Crossing Subdivision, Mountain Creek Section, Lots 82, 83, 84, 85, 116 and 117 into Lot 82A.

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 grant the request for relief to minimum lot size and density for the property at North Creek Loop at Interstate Highway 10 with the stipulation of removing the one lot line to combine Lot 56A and 56B into one tract.

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

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Court closed Open Session at 11:15 a.m., took a break and went into Executive Session at 11:25 a.m.

Court closed Executive Session and went into Open Session at 4:55 p.m. where the following motions were made:

6. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to set the COBRA disability extension rate percentage to 102 percent.

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

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I-4-a. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve naming the Kendall County building at 105 Amber in Comfort, the Kendall County Precinct 4 Center.

Motion was made by Judge Schroeder, seconded by Commissioner Rusch, 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 accept the proposal from HTS Voice and Data System for the telephone and data system installations at the Kendall County Precinct 4 Center.

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

I-4-b. THE STATE OF TEXAS


COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Attorney to write a letter to the Comfort Independent School District as discussed in Executive Session.

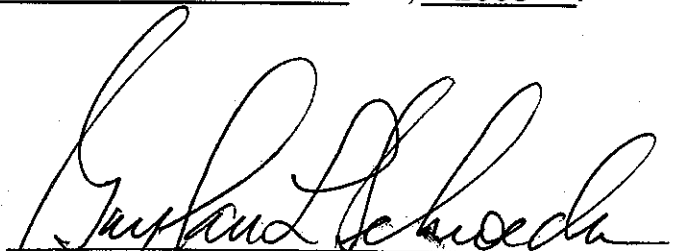
Motion was made by Commissioner Rusch, seconded by Commissioner Lux, and carried by a vote of 5-0.

Being no further business, the meeting was adjourned at 5:05 p.m.

EXAMINED AND APPROVED THIS 8<sup>th</sup> DAY OF DECEMBER A.D., 2008.

ATTESTED:

  
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COUNTY CLERK  
KENDALL COUNTY, TEXAS

  
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COUNTY JUDGE  
KENDALL COUNTY, TEXAS