

**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 8<sup>th</sup> day of December 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**

---

Commissioner Lux was absent until Agenda Item #3.

---

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

The Judge informed the Court that Suzanne Jost, recently an Assistant County Attorney, had a serious automobile accident Friday night and is in the hospital.

The Judge extended sympathy to the family of Chuck Taylor.

---

2. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for November 24, 2008.

Motion was made by Commissioner Reissig, seconded by Commissioner Miertschin, and carried by a vote of 4-0.

---

3. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the purchase of a projector to go with the new laptop for the Comfort Volunteer Fire Department.

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, 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 as submitted (on file).

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

---

5. **PUBLIC COMMENTS:**

- Phillip Bell said that the Geographical Informational System (GIS) is antiquated and not adequately updated because of a lack of training and funding. He asked the Court to step forward and give consideration to working with the Kendall Appraisal District, the school districts, and the City of Boerne to support updates to the GIS.
- 

6. No action was taken to lift the burn ban. It is still on.

---

7. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Order No. 12-08-2008A which prohibits the sale or use of restricted fireworks classified as "skyrockets with sticks" and "missiles with fins" in Kendall County (attached).

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

---

8. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Disaster Proclamation which bans all outdoor burning and all fireworks unless a permit is issued and authorize the County Judge to sign and the County Attorney to send it to the Governor of Texas requesting a time extension (Order 12-08-2008B attached).

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

---

9. A Public Hearing was held regarding the ban on hand-held cell phone use in some or all School Zones in Kendall County. The following people spoke:

- Don Tillis, School Facilities Director for Boerne Independent School District, expressed support for the ban.
  - Matt King, Sheriff's Office, expressed support for the ban.
  - David Brock, the Geneva School of Boerne Board Member, expressed support for the ban.
  - Phillip Bell expressed support for the ban.
- 

10-a. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to ban the use of driver hand-held cell phones in the Geneva School of Boerne School Zone and install the appropriate signs.

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

---

**10-b. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to ban the use of driver hand-held cell phone use in all School Zones in the unincorporated areas of Kendall County and install the appropriate signs.

Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, 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 appoint a committee consisting of the County Attorney, the County Auditor, Commissioner Lux, and the Human Resources Director to negotiate the Salary Survey and to rank equally as the Number 1 choice, Matrix Consulting and The Waters Group, and rate the Number 2 choice, Christine Friesenhahn.

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

---

**12. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Interlocal Agreement between Kendall County and the Castle Lake Ranch Volunteer Fire Department contingent on modifications made by the County Attorney.

Motion was made by Commissioner Reissig, seconded by Commissioner Rusch, 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 the bid from Legacy Ridge Autoplex for five police interceptors for the Sheriff's Office and one three-quarter ton extended cab truck for Animal Control (attached).

Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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 request from the County Engineer to attend the 4<sup>th</sup> Annual Texas Transportation Forum in Austin, Texas and to authorize the use of the County vehicle.

Motion was made by Commissioner Lux, seconded by Commissioner Reissig, 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 Applicant Disclosure/Update Report to the United States Housing and Urban Development (HUD) relating to the Office of Rural Community Affairs (ORCA) Grant and authorize the County Judge to sign.

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 approve the Pay Request No. 1 from Esser & Company for Administrative Services for the Office of Rural Community Affairs (ORCA) Grant, Contract No. 728297, in the amount of \$10,500.00 and authorize the County Judge to sign the Request for Payment to ORCA and the County Treasurer to sign a Purchase Voucher to the State of Texas.

Motion was made by Commissioner Rusch, 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 clarify and amend the Order establishing the procedure to be followed for payment of Claims in regard to duplicate copies of checks.

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

---

Court closed Open Session at 10:30 a.m., took a 10-minute Break and went into Executive Session.

Court closed Executive Session and went into Open Session at 4:22 p.m. where the following motion was made:

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 park property.

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

---

Being no further business, the meeting was adjourned at 4:40 p.m.

EXAMINED AND APPROVED THIS 22<sup>nd</sup> DAY OF DECEMBER A.D., 2008.

ATTESTED:

Darlene Herrin  
COUNTY CLERK  
KENDALL COUNTY, TEXAS

Stephen L. Schrock  
COUNTY JUDGE  
KENDALL COUNTY, TEXAS