

**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 12<sup>th</sup> day of July 2010.**

**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.**

**The Court extended sympathy to the County Auditor, Dana Baethge, and her family.**

**2. THE STATE OF TEXAS**

**COUNTY OF KENDALL**

**It is ordered by the Commissioners' Court of Kendall County, Texas, to**

**approve the Minutes for June 28, 2010 as submitted.**

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

**3. 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.**

**4. PUBLIC COMMENTS:**

- Jeff Fincke, EMS Coordinator, gave an update on generators and the training of the Citizen Emergency Response Team**
- Darlene Herrin, County Clerk, informed the Court that the Public Records in her office are now available online through the County website. She said that the indexes are available at no charge, but viewing documents and printing documents are available based on a fee schedule.**

**5. The County Benefits Coordinator recognized the accomplishments of the participants and the winning team of the Walk Across Texas program.**

**6. No action was taken on reinstating the burn ban. It is still off.**

7. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to keep the 2011 County Road & Bridge Fee and the Child Safety Fee the same as last year.  
Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0.
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8. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to name Roger Duncan as the Chairman for the Kendall County Community Planning Committee.  
Motion was made by Judge Schroeder, seconded by Commissioner Lux, and carried by a vote of 5-0.
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- 9-1. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to remove the Kendall County EMS Unit 277 as a surplus item from the surplus list of Kendall County.  
Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0.
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- 9-2. **THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the transfer of Kendall County EMS Unit 277 to the Sheriff's Office for a mobile command unit.  
Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, and carried by a vote of 5-0.
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10. A Public Hearing was held regarding the proposed Plat Revision of the property identified as "Square" on the Map of Comfort, being the property located within Main Street, 7<sup>th</sup> Street, Broadway Street and 6<sup>th</sup> Street in Comfort. 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 table the agenda item pertaining to the Plat Revision of the property identified as "Square" on the Map of Comfort, being the property located within Main Street, 7<sup>th</sup> Street, Broadway Street and 6<sup>th</sup> Street in Comfort.  
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 approve the contract with ABECO Contracting Inc. to build out the County building located at 221 Fawn Valley.  
Motion was made by Commissioner Lux, 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's office to generate an order pertaining to Public Requests for Information, establishing 36 hours as the reasonable maximum amount of time per requester per fiscal year at no charge.  
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 table the agenda item pertaining to County membership in the Association of Rural Communities in Texas (ARCIT).  
Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, 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 table the agenda item pertaining to the Interlocal Agreement for Public Safety and Utilities Communication Services between the City of Boerne, Kendall County and Fair Oaks Ranch.  
Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, and carried by a vote of 5-0.

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**16-1. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to rescind the January 12, 2009 Order denying the request from the Boerne Soccer League to fence the County-owned property used by the League as a practice field.  
Motion was made by Commissioner Lux, seconded by Commissioner Rusch, and carried by a vote of 5-0.

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**16-2. THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the Boerne Soccer League to construct a chain-link fence on the property the League leases from the County on Adler and Staudt Streets.  
Motion was made by Commissioner Lux, seconded by Commissioner Rusch, 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 table the agenda item pertaining to choosing the location to hang the portraits of the Kendall County Judges.

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

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18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to name the 117-acre park located on Mark Twain Drive, "Kreutzberg Canyon Natural Area."

Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, 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 authorize the publication of a Public Notice for a Public Hearing on August 9, 2010 at 9:15 a.m. regarding the reduction of the speed limit along Upper Balcones Road and also to authorize the Sheriff's Department to conduct a traffic study for that section of the road.

Motion was made by Commissioner Reissig, seconded by Commissioner Miertschin, 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 award the contract to install an on-site sewage facility at the Animal Control Shelter to JAJ Construction Services LLC in the amount of \$72,200.00.

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

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21-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to table the agenda item pertaining to the location of electrical service to the Animal Control Shelter.

Motion was made by Commissioner Rusch, seconded by Commissioner Lux, 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 table the agenda item pertaining to the construction of restrooms at Joshua Springs Park and Preserve.

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

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21-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to untable the agenda item pertaining to the location of electrical service to the Animal Control Shelter.

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

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At 1:00 p.m. the Court closed Open Session and at 1:01 p.m. went into Executive Session.

At 2:45 p.m. the Court closed Executive Session and at 2:50 p.m. went into Open Session where the following motion was made:

21-3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize Commissioner Kenneth Rusch with the assistance of the County Engineer to make the final decision pertaining to the electrical supply to the Animal Control Shelter.

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


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At 2:52 p.m. the Court recessed until 9:00 a.m. on July 13, 2010.

At 9:00 a.m. on July 13, 2010 the Court resumed Open Session and at 3:00 p.m. the Court was adjourned.

EXAMINED AND APPROVED THIS 26<sup>th</sup> DAY OF JULY A.D., 2010.

ATTESTED:

  
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COUNTY CLERK  
KENDALL COUNTY, TEXAS

  
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COUNTY JUDGE  
KENDALL COUNTY, TEXAS