

THE STATE OF TEXAS

COUNTY OF KENDALL **BE IT REMEMBERED**, that the Commissioners' Court of Kendall County, Texas, was begun and held at a Special Emergency Called Meeting at the Historic Courthouse in Boerne, Texas, on the 2nd day of February, 2004.

Present: **EDDIE J VOGT, COUNTY JUDGE**
 JOHN C. KIGHT, COMMISSIONER, PCT. #1
 GENE MIERTSCHIN, COMMISSIONER, PCT. #2
 DARREL LUX, COMMISSIONER, PCT. #3
 RUSSELL C. BUSBY, COMMISSIONER, PCT. #4
 DONNA B. STEWART, DEPUTY COUNTY CLERK

The meeting was called to order.

THE STATE OF TEXAS **1:00**

COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the Letter of Credit for \$52,000.00 in addition to \$52,000.00 cash collateral and grant a variance for Tapatio Springs to complete the road work rather than it being finished by the County for improvements to Units 17 and 18 in Tapatio Springs in accordance with Section 204.1000 of the county guidelines dated January, 1997.**

Motion was made by Commissioner Kight, seconded by Commissioner Miertschin, and carried by a vote of 3-1-1 with Commissioner Busby voting against and Commissioner Lux abstaining.

THE STATE OF TEXAS **1:15**

COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to pay the Claims as presented by the Treasurer's Office and on file.**

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

THE STATE OF TEXAS **1:20**

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

to allow Cow Creek Groundwater Conservation District space in the Courthouse, Room 124, to conduct early voting for their May 13, 2004, election.

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

THE STATE OF TEXAS 1:25

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to establish Health Permit penalties under Section 12, Enforcement, a daily rate of not less than \$50.00 and not more than \$1,000.00 for each offense.

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

THE STATE OF TEXAS 1:25

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to defer late fee assessments on Health Permits for the month of February, 2004, due to confusion over the new permit time period that now runs concurrent with the calendar year.

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

THE STATE OF TEXAS 1:35

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Attorney's Office to work with the IKON representatives on the contract for a new digital copying/printing system for the County per the proposal presented this date.

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

1:50

Commissioners responded to comments made by the Sheriff at a Meet the Candidates Night and also on his website and in printed campaign materials.

Commissioner Busby addressed the claim of an insufficient number of personnel at the Sheriff's Department advising that there are currently 5 or 6 unfilled positions and questioned why no one had been hired if they are shorthanded. He also defended the court's right to question Federal Forfeiture Funds being spent on items (pens/pencils) that appear to be campaign material.

Commissioner Miertschin addressed the cell phone charges from the Sheriff's Department. The top four users made up the majority of the overages, which amounted to over \$10,000 last year, and three of these are administrative positions that basically work from a desk. The court never intended to do away with

cellular telephones, they wanted responsible usage of them.

Commissioner Kight wanted to clarify the discussion of the rubber gloves. The Sheriff's Department had filled the requisition out incorrectly and it appeared that 10 pair of gloves cost \$90.00. The court in reviewing the Claims paid by the County questioned what type gloves were so expensive. It turned out to be 10 boxes rather than 10 pair and there were no further questions. He also addressed the unfinished cell at the Jail. Money has been allocated in the budget but the Sheriff's Department has not received bids from companies that have workers compensation on their employees and the County cannot contract with uninsured companies for work to be done.

Judge Vogt advised that the Sheriff's Department's budget had increased 162.89% since 1998 while population from 1990 to 2000 had increased 60% and crime 6%. Patrol cars no longer being allowed to leave the county came about because of the uncontrolled fuel costs, vehicles being used at secondary jobs outside the county which added an additional liability to the county, and general wear and tear on the vehicles. A savings of \$1,000.00 a month has already been realized in gas only.

Being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS _____ DAY OF MARCH A.D., 2004.

ATTESTED: _____

COUNTY CLERK
KENDALL COUNTY, TEXAS

COUNTY JUDGE
KENDALL COUNTY, TEXAS