

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 Historic Courthouse in Boerne, Texas, on the 24th day of May, 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 with the Pledge of Allegiance to the United States and Texas flags.

9:02

A 15 year Employee Service Award was given to Earlene Pankratz from the Tax Office.

THE STATE OF TEXAS **9:05**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Monthly Reports for March, 2004.

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

THE STATE OF TEXAS **9:07**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Budget Adjustments as submitted by the Auditor's Office and attached.

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

Commissioner Lux left the courtroom at this time.

THE STATE OF TEXAS **9:10**

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

Motion was made by Commissioner Busby, seconded by Judge Vogt, and carried by a vote of 4-0.

THE STATE OF TEXAS 9:10

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to pay the additional Claims as submitted by the Treasurer's Office and attached.

Motion was made by Commissioner Busby, seconded by Judge Vogt, and carried by a vote of 4-0.

THE STATE OF TEXAS 9:20

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the County Investment Report for the month of April as submitted by the Treasurer's Office and attached.

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

THE STATE OF TEXAS 9:25

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the County Investment Policy as presented by the Treasurer and attached.

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

THE STATE OF TEXAS 9:30

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve and authorize the Judge to sign a lease agreement, in the amount of \$500.00, with Boerne Market Days for use of the Courthouse grounds on June 12th and 13th, 2004.

Motion was made by Judge Vogt, seconded by Commissioner Busby, and carried by a vote of 4-0.

THE STATE OF TEXAS 9:40

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Master Plan for Parks, Recreation, and Open Space for Kendall County. The Judge is authorized to sign the approved Resolution as presented by Brent Evans and his committee.

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

9:50

Gene Sparks briefed the court on Professional Partners in Pooling and Workers Compensation training that he and Juanita Espino had received. There will be an abbreviated version in Kerrville on June 17th and he would encourage all departments to attend.

No one requested to speak during Public Comments and the court took a 10 minute break.

Commissioner Lux returned to court at this time.

THE STATE OF TEXAS **10:10**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, that effective July 1, 2004, all County and State traffic rules will be extended and enforced on the private roads in Cordillera Ranch Subdivision in accordance with 542.007 and the Texas Transportation Code. Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, and carried by a vote of 5-0.

THE STATE OF TEXAS **10:20**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to request clarification and reduction in some aspects of the proposed budget submitted by Kendall Appraisal District. Commissioners Miertschin and Kight will meet with the District and report back to the court.

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

10:30

A motion was made by Commissioner Busby and seconded by Judge Vogt to approve a plat revision of Comfort Outlot 67A, owned by Alfredo Avalos, into lots 67A-1 and 67A-2. A variance is being requested on road frontage and lot size. The motion failed by a vote of 2-2 with Commissioners Kight and Lux voting against, and Commissioner Miertschin abstaining.

THE STATE OF TEXAS **10:35**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief to the minimum road frontage requirements on property owned by Ronald Long. A 3.44 acre tract is being divided out of 42.49 acres with a sixty foot fee simple access to Waring-Welfare Road. Motion was made by Commissioner Busby, seconded by Commissioner Lux, and carried by a vote of 5-0.

Court went into Executive Session at this time and then recessed for lunch.

As a result of Executive Session, the following three (3) orders were made:

THE STATE OF TEXAS **10:40** **Item #1**

COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to hire Jeff Fincke as Loss Control Officer and Emergency Management Coordinator, effective October 1, 2004, in addition to his current duties as EMS Director and the County Fire Marshal.**

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

THE STATE OF TEXAS **10:40** **Item #2**

COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to enter and authorize the Judge to sign a contract with Burns, Fletcher, and Gill Architects to do a study on the possible expansion of the Jail.**

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

THE STATE OF TEXAS **10:50**

COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Judge and the Assistant County Attorney to proceed as discussed on the Richard Vidal vs. Kendall County litigation.**

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

1:30

Norris Fletcher (of Burns, Fletcher, and Gill) gave a report on the following Jail expansion options and associated costs: Expansion of the current facility, building a new facility, or doing nothing. Projected growth rates in Kendall County indicate a need for expansion of some type in the near future.

2:00

James Bernarduci presented a proposal for signs and stands that would be placed outside the County and District courtrooms and in front of the first floor elevators of the new Courthouse that indicate appropriate attire, cell phone usage, video equipment, etc. One was requested with some modifications for the Commissioners Courtroom also.

THE STATE OF TEXAS **2:00**

COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the purchase of four signs with stands for the Courtrooms as directed.**

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

James Bernarduci asked that the Commissioners and Judge meet with him over in the new Courthouse building to be briefed on the new security devices and procedures.

Being no further business, the meeting was adjourned.

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

ATTESTED: _____

COUNTY CLERK
KENDALL COUNTY, TEXAS

COUNTY JUDGE
KENDALL COUNTY, TEXAS