

**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 23<sup>rd</sup> day of August, 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**

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**The meeting was called to order with the Pledge of Allegiance to the United States and Texas flags.**

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**THE STATE OF TEXAS**        **9:02**

**COUNTY OF KENDALL**        **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for the month of July as presented. Motion was made by Commissioner Kight, seconded by Commissioner Miertschin, and carried by a vote of 5-0.**

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**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 the month of July as presented and on file. Motion was made by Commissioner Lux, seconded by Commissioner Busby, and carried by a vote of 5-0.**

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**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 presented by the Auditor except for the \$540 request by the Tax Office. Motion was made by Commissioner Lux, seconded by Commissioner Kight, and carried by a vote of 5-0.**

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**THE STATE OF TEXAS**                      **9:07**

**COUNTY OF KENDALL**                      **It is ordered by the Commissioners' Court of Kendall County, Texas, to declare an emergency for budgetary purposes and approve the fund 29 change for LEOSE Training. Motion was made by Commissioner Lux, seconded by Commissioner Busby, and carried by a vote of 5-0.**

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**Commissioner Miertschin made a motion to approve the Claims except for the food for the Fire Chief s meeting and the additional Claims but the motion died for lack of a second.**

**THE STATE OF TEXAS**                      **9:10**

**COUNTY OF KENDALL**                      **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Claims and the additional Claims as submitted by the Treasurer s Office and on file. Motion was made by Commissioner Kight, seconded by Commissioner Busby, and carried by a vote of**  
**4-1 with Commissioner Miertschin voting against.**

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**THE STATE OF TEXAS**                      **9:10**

**COUNTY OF KENDALL**                      **It is ordered by the Commissioners' Court of Kendall County, Texas, to have the Auditor send a letter to the Fire Departments advising that refreshments for future Fire Chief s meetings will not be paid for by the County.**  
**Motion was made by Commissioner Lux, seconded by Commissioner Busby, and carried by a vote of 5-0.**

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**9:20**

**A Public Hearing was held on the Fiscal Year 2005 proposed budget. Frank Wetzel spoke and addressed his concerns which are listed in his letter as attached.**

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**THE STATE OF TEXAS**                      **9:20**

**COUNTY OF KENDALL**                      **It is ordered by the Commissioners' Court of Kendall County, Texas, to adopt the Fiscal Year 2005 Budget as proposed with the changes submitted by the Auditor and**

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

9:30

**A Public Hearing was held on the Tax Rate and no one asked to speak.**

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**THE STATE OF TEXAS 9:30**

**COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to schedule a Special Commissioners Court meeting on September 1, 2004 at 10:00 a.m. in the Historical Courthouse for the purpose of setting the Tax Rate.**

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

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**THE STATE OF TEXAS 9:45**

**COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the 2<sup>nd</sup> Quarter Workers Compensation Report as presented by the Treasurer.**

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

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**THE STATE OF TEXAS 9:50**

**COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to enter into and authorize the Judge to sign the Community Alerting System Interlocal Agreement Contract with the City of Boerne.**

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

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**Public Comments No one spoke.**

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**THE STATE OF TEXAS 10:10**

**COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to publish a notice in the Comfort News of the County s intent to lease the eight County lots bought out by FEMA to adjoining land owners for the purpose of mowing, maintaining and cleaning. Motion was made by Judge Vogt, seconded by Commissioner Busby, and carried by a vote of 5-0.**

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**THE STATE OF TEXAS**                      **10:15**

**COUNTY OF KENDALL**                      **It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the report summarizing Road and Bridge activities for the month of July as presented by the County Engineer. Motion was made by Commissioner Lux, seconded by Commissioner Miertschin, and carried by a vote of 5-0.**

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**THE STATE OF TEXAS**                      **10:20**

**COUNTY OF KENDALL**                      **It is ordered by the Commissioners' Court of Kendall County, Texas, to transfer the old School Records and Poll Tax Receipts to the Genealogical Society and authorize them to compile the irrelevant documents for disposal by the County. Motion was made by Commissioner Kight, seconded by Commissioner Miertschin, and carried by a vote of 5-0.**

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**THE STATE OF TEXAS**                      **10:25**

**COUNTY OF KENDALL**                      **It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from paragraph 302.14 of the 1990 County Guidelines for Cordillera Ranch Subdivision, Unit 203. Paragraph 302.14 requires 100 foot diameter cul-de-sacs and Cordillera Ranch is authorized to have variable diameters ranging from 115 to 140 feet with an oblong shape. Motion was made by Commissioner Miertschin, seconded by Commissioner Kight, and carried by a vote of 5-0.**

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**THE STATE OF TEXAS**                      **10:30**

**COUNTY OF KENDALL**                      **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the revised preliminary plat for Cordillera Ranch Subdivision, Units 201, 201-B, 202, and 203 (previously submitted and approved as Units 201 and 201-A) in accordance with Section 202 of the County Guidelines dated 1990 (revised December 1994). Motion was made by**

Commissioner Miertschin, seconded by Commissioner Busby, and carried by a vote of 5-0.

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THE STATE OF TEXAS 10:40

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the plat revision of Cordillera Ranch, Unit 104-C, Block A, Lots 55, 56, and 57 into Lots 55-A and 57-A in accordance with Sections 203.4 and 203.5 of the County Guidelines dated January 1997. Motion was made by Commissioner Miertschin, seconded by Commissioner Kight, and carried by a vote of 5-0.

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THE STATE OF TEXAS 10:45

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the amending plat for Bergenplatz Ranches Subdivision, Lot 26-B and Lot 27 in accordance with Section 103.1200 of the County Guidelines dated January 1997. The amendment is for the purpose of relocating the fire well designation with easement from Lot 26-B to Lot 27. Motion was made by Commissioner Lux, seconded by Commissioner Busby, and carried by a vote of 5-0.

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10:50

The final plat of Woodridge Estates Subdivision was tabled until a later date.

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THE STATE OF TEXAS 11:00

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief to minimum road frontage on the Sisterdale-Lindendale Road in accordance with Sections 105 and 301.1 of the County Guidelines dated January 1997. A 21 acre tract is being divided out of 221 acres of Langbein property with both tracts having a sixty foot fee simple access.

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

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11:05

**It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief to minimum road frontage on Edge Falls Road in accordance with Sections 105 and 301.1 of the County Guidelines dated January 1997 for a family division of property. A six acre tract is being divided out of 535 acres of Ludolf property with access over a sixty foot easement and an existing prescriptive easement to Edge Falls Road.**

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

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**Court went into Executive Session at this time.**

**As a result, no motions were made.**

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**Being no further business, the meeting was adjourned.**

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**EXAMINED AND APPROVED THIS \_\_\_\_\_ DAY OF September A.D.,  
2004 .**

**ATTESTED:**

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**COUNTY CLERK  
KENDALL COUNTY, TEXAS**

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**COUNTY JUDGE  
KENDALL COUNTY, TEXAS**