

[BACK](#)

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 12th day of June, 2006.

Present: EDDIE J. VOGT, COUNTY JUDGE
ANN REISSIG, COMMISSIONER, PCT. #1
GENE MIERTSCHIN, COMMISSIONER, PCT. #2
DARREL LUX, COMMISSIONER, PCT. #3
RUSSELL C. BUSBY, COMMISSIONER, PCT. #4
SALLY W. PETERS, DEPUTY COUNTY CLERK

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

The minutes for the month of April were not considered for approval.

THE STATE OF TEXAS 9:01

COUNTY OF KENDALL It is ordered by the Commissioners Court of Kendall County, Texas, to approve the Minutes for the month of May, 2006, as presented 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 9:02

COUNTY OF KENDALL It is ordered by the Commissioners Court of Kendall County, Texas, to approve the Budget Adjustments as presented by the County Auditor and on file.

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

THE STATE OF TEXAS 9:04

COUNTY OF KENDALL It is ordered by the Commissioners Court of Kendall County, Texas, to approve 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 9:10

COUNTY OF KENDALL **It is ordered by the Commissioners Court of Kendall County, Texas, to approve the request by Jay Kingston and Angela Fiedler, County Extension Agents, for three nights accommodation at the conference hotel for the State 4-H Convention in San Antonio.**

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

THE STATE OF TEXAS 9:13

COUNTY OF KENDALL **It is ordered by the Commissioners Court of Kendall County, Texas, to request (per 74.062, Texas Property Code) from the Texas Comptroller the release of unclaimed capitol credits from electric cooperatives to Kendall County with the funds to be used as appropriate under Section 381.004, Local Government Code.**

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

THE STATE OF TEXAS 9:15

COUNTY OF KENDALL **It is ordered by the Commissioners Court of Kendall County, Texas, to immediately enact a burn ban.**

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

THE STATE OF TEXAS 9:15

COUNTY OF KENDALL **It is ordered by the Commissioners Court of Kendall County, Texas, to prohibit the sale or use of restricted fireworks classified under 49 C.F.R. part. 173.100(r)(2) (10-1-86 edition) as skyrockets with sticks and missiles with fins in the unincorporated areas of Kendall County.**

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

9:20

Dan Rogers, Director of Kendall County Economic Development Corporation (KCEDC), was introduced to the Court.

THE STATE OF TEXAS 9:12

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

payment to Road and Bridge employees for emergency response time accrued during inclement weather on May 23rd and May 28th as attached.

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

THE STATE OF TEXAS 9:25

COUNTY OF KENDALL It is ordered by the Commissioners Court of Kendall County, Texas, to award the administrative services contract for the Home Program Grant #1000460 to Grantworks and to authorize the Judge to sign the resolution approving and adopting HOME Program Design.

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

9:30

Deferred to Executive Session.

THE STATE OF TEXAS 9:35 (Motion failed)

COUNTY OF KENDALL It is ordered by the Commissioners Court of Kendall County, Texas, to grant relief from the 2005 County Guidelines for Comfort Falls Aviation Estates to:

- 1. Allow a widened street section (bulge) as prohibited by paragraph 302.2400**
- 2. Allow lowered signs (3 feet high or less) as prohibited by paragraphs 410.1100 and 410.1200**

Motion was made by Commissioner Busby, seconded by Judge Vogt, and failed by a vote of 2-3 with Commissioner Reissig, Commissioner Miertschin, and Commissioner Lux voting against.

THE STATE OF TEXAS 9:40

COUNTY OF KENDALL It is ordered by the Commissioners Court of Kendall County, Texas, to authorize the Judge to request a waiver from the Texas Department of Transportation (TxDOT) for the local match participation for the River Bend Bridge (West) over the Guadalupe River in favor of equivalent match projects (EMP) and to authorize the Judge to sign a Resolution adopting the waiver request.

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

THE STATE OF TEXAS 9:45

COUNTY OF KENDALL It is ordered by the Commissioners Court of Kendall County, Texas, to grant relief for minimum building setbacks on a proposed amending plat of Lots 6, 7, and 8 in the St. Francis Subdivision in accordance with paragraph 305 of the County Guidelines dated August 29, 2005, combining the three existing lots into one lot with setbacks for the north side at 30 feet, the south side at 15 feet, the east side at 10 feet, and the west side at 10 feet.

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

THE STATE OF TEXAS 9:50

COUNTY OF KENDALL It is ordered by the Commissioners Court of Kendall County, Texas, to grant relief for minimum road frontage on Scheele Road for a proposed five-acre tract with access through a 60-foot

easement in accordance with paragraph 301.1 of the County Guidelines dated August 29, 2005, and to require that the deed for this tract state that it is being created for a family-only division of property out of the Robert & Edna Elsworth 86.32-acre tract and is limited to conveyance to family members.

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

THE STATE OF TEXAS 9:55

COUNTY OF KENDALL **It is ordered by the Commissioners** **Court of Kendall County, Texas, to approve the Amending Plat for Cordillera Ranch Subdivision, Unit 104A, Block A, Lots 30 and 31 into Lot 30A (Michael and Pixie Zimmerman) in accordance with paragraph 208.1200.4 of the County Guidelines dated August 29, 2005. Motion was made by Commissioner Miertschin, seconded by Commissioner Lux, and carried by a vote of 5-0.**

Public Comments:

Micah Voulgaris read a letter addressed to the Judge from the Cow Creek Groundwater Conservation District requesting future meetings with County officials to encourage communication.

Court recessed for a break and then went into Executive Session.

As a result of Executive Session, the following order was made:

THE STATE OF TEXAS 10:35 **Item #2**

COUNTY OF KENDALL **It is ordered by the Commissioners** **Court of Kendall County, Texas, to authorize Road & Bridge to negotiate with Bucon USA for \$700,000.00 to complete the Road & Bridge facility. Motion was made by Commissioner Busby, seconded by Commissioner Lux, and carried by a vote of 5-0.**

THE STATE OF TEXAS 11:20

COUNTY OF KENDALL **It is ordered by the Commissioners** **Court of Kendall County, Texas, to authorize the Judge to sign the contract with Nored Architecture for provision of architectural and engineering services for design and contract administration related to the completion of the third floor of the Courthouse.**

(Attached)

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

11:25

The Software Group made a presentation on an integrated software solution for Kendall County s court systems and law enforcement. No action was taken.

Being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 24th DAY OF July A.D., 2006.

ATTESTED: _____
COUNTY CLERK
KENDALL COUNTY, TEXAS

COUNTY JUDGE
KENDALL COUNTY, TEXAS