

[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 24th day of July, 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

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

Commissioner Busby was not present for the first four orders.

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9:01  
Brian Webb, EMS, was presented with a Service Award for ten years of service.

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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 June 2006.  
Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 4-0.

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THE STATE OF TEXAS 9:03

COUNTY OF KENDALL            It is ordered by the Commissioners    Court of Kendall County, Texas, to approve the Monthly Reports for May, 2006, as submitted by the Auditor    s Office (on file).  
Motion was made by Commissioner Lux, seconded by Commissioner Reissig, and carried by a vote of 3-0 with Commissioner Miertschin abstaining.

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**THE STATE OF TEXAS 9:04**

**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 (attached).

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

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**THE STATE OF TEXAS 9:06**

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

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

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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 table the discussion on the new appraisal replacement values for insurance purposes of Kendall County buildings.

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 9:12**

**COUNTY OF KENDALL** It is ordered by the Commissioners Court of Kendall County, Texas, to reinstate the burn ban effective immediately (attached).

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

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**THE STATE OF TEXAS 9:14**

**COUNTY OF KENDALL** It is ordered by the Commissioners Court of Kendall County, Texas, to leave the fees as established for the County Road and Bridge Fee and Child Safety Fund Fee for 2007.

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

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**THE STATE OF TEXAS 9:17**

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

the Comfort Area Youth Committee to construct a second basketball court with a slab next to the existing slab at Altgelt Field which the County leases to Comfort Independent School District contingent upon approval by Comfort Independent School District.

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

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9:20

No action was taken for this agenda item due to an error in the wording of the notice published in the paper which said **Public Notice** rather than **Public Hearing**. A new notice will be published for the next Commissioners Court and although under statute no action can be taken, discussion can be heard. George Randall spoke to the Court regarding the request for **No Parking/Tow Away Zones** on Bluebonnet Drive from the Interstate 10 Frontage Road to the intersection of Wagon Wheel Drive in Cascade Mobile Village. His concerns are intoxicated patrons from a nearby tavern who park their vehicles on a residential street on which children play and ride bicycles, indecent exposure when patrons relieve themselves in public outside the tavern, and property damage from patrons driving their vehicles improperly. Commissioner Lux requested that representatives from the Sheriff's Department and Road and Bridge go to the site to review the safety issues and give their recommendations.

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THE STATE OF TEXAS 9:22

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to enter into an agreement with Hill Country Software to furnish Justice of the Peace Courts with software under the Electronic Court Reporting Grant awarded by the Federal Motor Carrier Administration to DPS to pass through to local Justice of the Peace Courts.

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

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THE STATE OF TEXAS 9:25

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to renew the Interlocal Agreement with the City of Boerne for Animal Control (attached).

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 9:25

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to renew the Interlocal Agreement with the City of Boerne for Public Safety and Utilities Communication Services (attached).

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

**THE STATE OF TEXAS 9:28**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to award the Road and Bridge contracts for road material to the lowest bid received (attached).  
Motion was made by Commissioner Lux, seconded by Commissioner Busby, and carried by a vote of 5-0.

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**9:35**

The County Engineer presented a summary of activities by Road and Bridge during June 2006.

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**THE STATE OF TEXAS 9:37**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the roads and drainage system in Woodridge Estates Subdivison, Unit 2, for County maintenance and release their Letter of Credit in the amount of \$280,000.00 in accordance with paragraph 204.7100 and 404.8000 of the 1997 County Guidelines.  
Motion was made by Commissioner Busby, seconded by Commissioner Lux, and carried by a vote of 5-0.

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**THE STATE OF TEXAS 9:39**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the roads and drainage system in Cordillera Ranch Subdivision, Unit 105A, and release their Letter of Credit in the amount of \$170,000.00. The roads and drainage in this subdivision will be maintained by an entity other than the County.  
Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 5-0.

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**9:42**

The County Development Manager presented a summary of activities during June 2006.

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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 approve

the Amending Plat for Cordillera Ranch Subdivision, Unit 14, Block B, Lots 14 and 15 into 14A (Calvin and Diane Leushen) in accordance with paragraph 208.1200.4 of the County Guidelines dated August 29, 2005.  
Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, and carried by a vote of 5-0.

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THE STATE OF TEXAS 9:47

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Amending Plat for Coveney Ranch Subdivision, Unit 2B, Block 6, Lots 1 and 2 into 1A (Larry Handley) in accordance with paragraph 208.1200.4 of the County Guidelines dated August 29, 2005.  
Motion was made by Commissioner Miertschin, seconded by Commissioner Reissig, 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 approve the appointment of Election Judges as listed on the attached Recommendation of Presiding & Alternate Presiding Election Judges for Election Years 2006 & 2007, for the County Elections, term of August 1, 2006 through July 31, 2008, pursuant to Texas Election Code, Section 32.002 a&b (attached).  
Motion was made by Judge Vogt, seconded by Commissioner Reissig, and carried by a vote of 5-0.

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**PUBLIC COMMENTS:**

Dub Smothers expressed concern regarding the impact that lack of water and continued development will have on the County's ability to find water. He cited a recent example where the TCEQ (Texas Commission on Environmental Quality) Water Master reduced the amount of water that Kerrville takes from the Guadalupe River. He explained that the Guadalupe River feeds Canyon Lake, and he reminded the Court that TCEQ can limit the amount of water the City of Boerne takes from Boerne Lake. He questioned if the Court could limit the acceptance of plats for a time and ask developers for their cooperation in holding off on plat requests. He also suggested sponsoring workshops.

Gene Sparks stated that there are some developers who are pumping water illegally and that TCEQ has limited policing capabilities, therefore the County needs to help police this illegal activity.

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Court recessed for a Break and then went into Executive Session where no motions were made.

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Being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 14th DAY OF AUGUST A.D., 2006.

ATTESTED:

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COUNTY CLERK  
KENDALL COUNTY, TEXAS

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COUNTY JUDGE  
KENDALL COUNTY, TEXAS