



Kendall County, Texas Commissioners Court

Shane Stolarczyk, County Judge

Christina Bergmann
Commissioner, Precinct 1

Andra M. Wisian
Commissioner, Precinct 2

Richard Chapman
Commissioner, Precinct 3

Chad Carpenter
Commissioner, Precinct 4

AGENDA

REGULAR SESSION · MONDAY, NOVEMBER 27, 2023 · 9:00 AM

201 EAST SAN ANTONIO AVENUE, BOERNE, TX 78006
3RD FLOOR COMMISSIONERS COURTROOM

NOTICE is hereby given that a regular meeting of the Kendall County Commissioners Court will be held in person and via Zoom at which time the following will be discussed and appropriate action taken; pursuant to V.T.C.A. Government Code Chapter 551, Open Meetings Act, including all Subchapters and Sections.** The quorum of the court will be present at the Kendall County Commissioners Courtroom.

The public may join this meeting while in progress by calling 1-346-248-7799 and entering the meeting ID **565 651 9107** followed by #. Or by going to <https://txcourts.zoom.us/j/5656519107>

An electronic copy of the agenda and agenda backup documents can be found at:
<https://www.co.kendall.tx.us/page/Agendas>

At any meeting, the public may address/speak to the Commissioners Court by submitting an appropriately completed Public Comments Participation Form found at the back of the courtroom or on the county's website. Completed forms must be provided to the Judge's Court Coordinator and/or submitted online by 9:00 a.m. on the day of the Commissioners Meeting. You may also submit written materials to the Judge's Court Coordinator, who will disperse it to the members of the court at the appropriate time. All submitted materials will become part of the official public record.

PLEASE SILENCE CELL PHONES

1. Call to Order - 9:00 a.m.
2. Pledge of allegiance to the United States Flag / Texas Flag
 - Introduction of youth presenter by Commissioner Andra M. Wisian
3. Comments from the bench to share items of community interest as allowed under and limited by Texas Government Code Section 551.0415.
 - Commissioner Christina Bergmann, Precinct 1
 - Commissioner Andra M. Wisian, Precinct 2
 - Commissioner Richard Chapman, Precinct 3
 - Commissioner Chad Carpenter, Precinct 4
 - Shane Stolarczyk, County Judge
4. Declarations of Conflict of Interest – This is an opportunity for members of the Court to identify and disclose actual or perceived conflicts of interest.

5. Consent Agenda:

Items on the Consent Agenda are considered to be of a routine nature and may require only limited discussion. All items under the Consent Agenda are heard and acted upon collectively unless opposition is presented. Any member of the Commissioners Court may request that an item be removed from the Consent Agenda and considered separately for the purpose of discussion and voting.

- a. Consideration and action to approve Commissioner Court Minutes for the Special Called Meeting on November 14, 2023: Paula Pfeiffer, County Clerk's Office;
- b. Consideration and action to amend a clerical error on item 16 of the December 27, 2022 Regular Session minutes to correct the spelling of the name of Henry Clay Kuhn to Harry Clay Kuhn: Paula Pfeiffer, County Clerk's Office;
- c. Consideration and action to approve October Fee Office Reports: Corinna Speer, County Auditor.

6. November 2023 Service Awards:

Richard Chapman	Commissioner Precinct 3	5 Years
Catherine Madden	Sheriff Office	5 Years
Mirna McGraw	Auditor's Office	5 Years
Jody Dicks	Animal Control	10 Years
Martha Pfeiffer	R&B	15 Years
Corinna Speer	County Auditor	25 Years

7. **Public Hearing (9:20 a.m.)** - Pursuant to Texas Local Government Code Chapter 111.007, the Commissioners Court will hold a public hearing on the proposed area to be designated as Reinvestment Zone No. 3 in the area of unincorporated Kendall County along Flat Rock Creek Road and FM 473, described as approximately 8 acres out of the A10157 – Survey 25 J Esqueda 125.785 Acres.
8. PUBLIC COMMENTS – Opportunity for the general public to address the Court on any matter. The Court may not discuss any presented issue, nor may any action be taken on any issue at this time. Pursuant to the Commissioners Court's rules of procedure and decorum, each person who appears before the court shall be limited to a maximum of three (3) minutes to make their remarks.
9. Consideration and action on the burn ban pursuant to Texas Local Government Code § 352.081: Shane Stolarczyk, County Judge / Jeffery Fincke, Fire Marshal
10. Consideration and action to approve the accounts payable claims for purchases, services, and vendors: Corinna Speer, County Auditor
11. Consideration and action on designating Kendall County Reinvestment Zone No. 2 in accordance with Texas Tax Code § 312.401: Shane Stolarczyk, County Judge / Amy Story, Boerne Kendall County Economic Development Corporation
12. Consideration and action on amending the order passed by Commissioners Court on November 13, 2023 granting a discretionary exemption to Scheibe Consulting: Chad Carpenter, Commissioner Precinct 4 / Matthew Grove, General Counsel

13. Discussion and possible action regarding the appointment of a Kendall County Commissioners Court member to participate in the 2024 Hill Country Alliance Leadership Institute: Andra M. Wisian, Commissioner Precinct 2 / Katherine Romans, Executive Director of the Hill Country Alliance
14. Consideration and action on the acquisition of a .gov domain and to officially change the county website address to kendallcountytexas.gov: Andra M. Wisian, Commissioner Precinct 2 / Brian Stegall, IT Director
15. Consideration and action to approve the revised Policy and Procedures Handbook for Kendall County EMS: Don Davis, Acting EMS Administrator / Matthew Grove, General Counsel
16. Consideration and action regarding the job description for the Assistant General Counsel position and authorizing the Criminal District Attorney to post the position: Nicole Bishop, Criminal District / Matthew Grove, General Counsel
17. Consideration and action to approve the use of the summer intern program called Home to Texas. This program may afford internship assistance to help various departments throughout the County: Christina Bergmann, Commissioner Precinct 1 / Richard Chapman, Commissioner Precinct 3
18. Consideration and action on a Request for Proposal for the Kendall County EMS Station No. 3: Corinna Speer, County Auditor / Mary Ellen Schulle, County Engineer
19. Consideration and action on approving a contract amendment with Freeland Turk Engineering Group for engineering services: Mary Ellen Schulle, County Engineer

BREAK

EXECUTIVE SESSION (Closed to the public)*

- I. Pursuant to Texas Government Code § 551.071 (Attorney Consultation) and Texas Government Code § 551.072 (Real Property) the deliberation of the purchase, exchange, or lease or value of real property. (Note: The deliberation in an open meeting would have a detrimental effect on the position of Kendall County in negotiations with a third person.)
 1. Discussion regarding the purchase of office/ warehouse/ and other space for the county
- II. Pursuant to Texas Government Code § 551.071 (Attorney Consultation) and Texas Government Code § 551.074 (Personnel Matters), consultation with legal counsel to seek the advice of attorney(s) representing the County concerning pending and/or threatened litigation, settlement offers, and/or matters in which the duties of the attorney(s) under the Texas Rules of Professional Conduct of the State Bar of Texas require confidential communications.
 1. Proposition A Committee Update
 2. Legal advice on personnel policies
 3. Updates on pending litigation
 4. ETJ Interlocal Agreement between the City of Boerne and Kendall County
 5. Flood plain violations
 6. Development Rules and Regulations

7. Duties and responsibilities of the development department
8. Road and Bridge policies and procedures
9. Legal advice on Texas Local Government Code § 130.911 (SB 22)
10. Duties and responsibilities of the County Auditor as it pertains to a purchasing agent

RESUME OPEN SESSION AND TAKE ANY NECESSARY ACTION RESULTING FROM EXECUTIVE SESSION DELIBERATIONS

20. Action resulting from Executive Session deliberations

ADJOURNMENT

**The Court reserves the right to adjourn, by majority vote, into Executive Session at any time during the course of this meeting to discuss any of the matters listed in this agenda, in the order deemed appropriate, as authorized by Chapter 551, Open Meetings, Texas Government Code, Sections 551.071, 551.072, 551.073, 551.074, 551.0745, 551.075, 551.076, 551.087, and 551.089 or to seek the advice of its attorney and/or other attorneys representing Kendall County on any matter in which the duty of the attorney to the Commissioners Court under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with chapter 551 of the Texas Government Code or as otherwise may be permitted under chapter 551. Action, if any, will be taken in the open session.*

***This agenda has been reviewed and approved by the Court's legal counsel. This paragraph is intended to constitute a legal opinion of the Court's legal counsel that the presence of any subject in and Executive Session portion of the agenda is properly noticed pursuant to the Texas Open Meetings Act. This constitutes an interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by that attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to that attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.*

Dated this the 21st day of November 2023.



Shane Stolarczyk
Kendall County Judge

I, the undersigned County Clerk, do hereby certify NOTICE of regular meeting of the above-named Commissioners Court is a true and correct copy of said Notice and that I have caused said Notice to be posted on the door at the Courthouse of Kendall County, Texas, located at 201 E. San Antonio Avenue on the 21st day of November 2023.



Denise Maxwell
County Clerk



Posted at 3:45 pm on the 21st day of November 2023 MAM

NOTE: The Kendall County Commissioners Court complies with A.D.A. requirements. If you have an impairment and wish to appear at a meeting, please call (830)249-9343, 48 hours in advance to make arrangements.