

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 Courthouse in Boerne, Texas, and via Zoom on the 11th day of January 2021.

Present: **DARREL L. LUX, COUNTY JUDGE**
 CHRISTINA BERGMANN, COMMISSIONER, PCT. #1
 RICHARD W. ELKINS, COMMISSIONER, PCT. #2
 RICHARD CHAPMAN, COMMISSIONER, PCT. #3
 DON DURDEN, COMMISSIONER, PCT. #4
 SALLY W. PETERS, DEPUTY COUNTY CLERK/ADMINISTRATIVE ASSISTANT

1. The meeting was called to order at 9:09 a.m.

2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for December 28, 2020.

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

3. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the accounts payable claims for purchases, services, and vendors (on file).

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

4. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the list of donations on behalf of Kendall County as per Local Government Code 81.032 (attached).

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

5. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve soliciting bids for bulk fuel purchases for March 28, 2021 through September 30, 2021.

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

6. The County Treasurer presented the Sales Tax Report.

7. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Cash Summary at Frost Bank for November 2020 (attached).

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

8. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to keep off the burn ban that was lifted by Judge Lux on Sunday, January 10, 2021 at 9:30 a.m. until Tuesday, January 12, 2021 at 8:00 a.m. at which time the burn ban will be reinstated.

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

9. PUBLIC COMMENTS:

- The following people spoke during agenda item #11: Sue Schwethelm, Gary Louie, Jodi Pereda, Beth Bourland, Dr. Bob Young, Seth Saur, Shirley Solis, Wilfred Jaimes, Norma Bruns, and David Thomas.

10. County Judge Darrel Lux and EMC Jeff Fincke gave updates on Coronavirus COVID-19 for Kendall County.

11-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to grant relief from the various requirements of the Kendall County Development Rules and Regulations including setbacks, frontage, and cul-de-sac radius for Town of Comfort, Comfort Outlot 53A-3A provided that the developer build the streets and designate them to be private streets (not maintained by the County), that lots backing up to Fifth Street and Friendship Lane be limited to one-story construction, and that each house be equipped with rainwater harvesting.

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

11-2. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to grant relief from the various requirements of the Kendall County Development Rules and Regulations for lot size and density for Town of Comfort, Comfort Outlot 53A-3A provided that the developer build the streets and designate them to be private streets (not maintained by the County), that lots backing up to Fifth Street and Friendship Lane be limited to one-story construction, and that each house be equipped with rainwater harvesting.

Motion was made by Commissioner Durden, seconded by Commissioner Chapman, and carried by a vote of 4-0-1 with Commissioner Bergmann abstaining.

12. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners’ Court of Kendall County, Texas, to grant relief from the road frontage and platting requirements in accordance to Sections 101 & 102 of the Kendall County Development Rules and Regulations. The proposed division required by lender would identify the boundary of 10 acres with access over an existing 30-foot-wide roadway easement to Sisterdale-Lindendale Road (121 Bloodhound Trail – David and Nancy Boerner).

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

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant relief from the road frontage and platting requirements in accordance to Sections 101 & 102 of the Kendall County Development Rules and Regulations. The proposed division would create three tracts of approximately 115 acres, 147 acres, and 389 acres out of the parent tract of 651 acres. The 147-acre tract and the 389-acre tract would have access over a 60-foot-wide roadway easement to Richter Road (49 Seewald Rd - Texas Crooked Creek Ranch Ltd).

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

14. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the purchase of a kiosk/out building for Spanish Pass Solid Waste with the cost not to exceed \$3,000.00 and to be paid for out of Commissioners Contingency fund.

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

15. Commissioner Durden and Bob Manning, committee co-chairs, presented the Interim Report of the Kendall County Boerne Fair Oaks Ranch Transportation Planning Committee's work including project and non-project recommendations.

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the interlocal agreement with Blanco County Emergency Services District No. 2 to replace the agreement Commissioners Court approved on September 28, 2020.

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

17. No action was taken concerning the upcoming 87th Legislative Session.

At 11:56 a.m. the Court recessed Open Session, took a break and went into Executive Session:

- I. Pursuant to Chapter 551 of the Texas Government Code, Section 551.074 to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee; or to hear a complaint or charge against an officer or employee:
 - 1. Duties and responsibilities of the County Auditor
 - 2. Duties and responsibilities of the Parks Director
 - 3. Road & Bridge Supervisor

At 12:38 p.m. the Court closed Executive Session and resumed Open Session.

I-1. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the payment to UniFirst for the settlement amount of \$8,619.51 for the full and final payment.

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

Being no further business, the meeting was adjourned at 12:42 p.m.

EXAMINED AND APPROVED THIS 25th DAY OF JANUARY 2021.

/s/ Darrel L. Lux
COUNTY JUDGE
KENDALL COUNTY, TEXAS

ATTESTED: /s/ Darlene Herrin
COUNTY CLERK
KENDALL COUNTY, TEXAS