

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 12th day of October 2021.

Present: **DARREL L. LUX, COUNTY JUDGE**
 CHRISTINA BERGMANN, COMMISSIONER, PCT. #1 (via Zoom)
 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 9:00 a.m.
Pledges of Allegiance to the United States and Texas flags.
Comments from the bench.

2. THE STATE OF TEXAS
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to**
proclaim the month of October as Domestic Violence Awareness Month (attached).
Motion was made by Judge Lux, seconded by Commissioner Elkins, and carried by a vote of 5-0.

(Agenda item #3 was addressed after agenda item #4)

4. THE STATE OF TEXAS
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to**
proclaim October 23, 2021 to be Shriners Hospitals for Children Day (attached).
Motion was made by Judge Lux, seconded by Commissioner Chapman, and carried by a vote of 5-0.

(The following agenda item #3 was addressed out of sequence)

3. THE STATE OF TEXAS
COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to**
approve the Resolution pertaining to the Rainbow Senior Center's application for grant funds from
the Texas Department of Agriculture for home-delivered meals (attached).
Motion was made by Commissioner Elkins, seconded by Commissioner Durden, 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**
accept the pre-basic services phase with Burns Architecture, LLC, approve the Construction
Manager-at-Risk construction delivery method, and issue a notice to proceed with the Schematic
Design Phase as recommended.
Motion was made by Commissioner Durden, seconded by Commissioner Chapman, and carried by a
vote of 5-0.

At 9:28 a.m. the Court recessed Open Session and went into Executive Session:

- I. Pursuant to Chapter 551 of the Texas Government Code, Section 551.072 to deliberate the purchase, exchange, lease or value of real property. (Note: deliberation in an open meeting would have a detrimental effect on the position of Kendall County in negotiations with a third person.)
- II. 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 Engineer
 2. Duties and responsibilities of Facilities Management

At 10:21 a.m. the Court closed Executive Session and resumed Open Session.

6. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for September 27, 2021.

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

7. 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 Commissioner Elkins, seconded by Commissioner Durden, 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 accept the list of donations on behalf of Kendall County as per Local Government Code 81.032 (attached).

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

9. No action was taken on reinstating the burn ban. It is still off.

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

11. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve Resolution 10-12-2021 adopting the new Emergency Support Function for Kendall County/Boerne Emergency Operations Plans (attached).

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

12. PUBLIC COMMENTS:

- Nolan Newsom spoke about Kendall County's health permit.
 - Robert Saenz spoke about The Roundup Music venue.
-

13. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to change the Texas County District Retirement System (TCDRS) vesting requirements from eight (8) to five (5) years effective for 2022.

Motion was made by Judge Lux, seconded by Commissioner Elkins, 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 allow employees to carry over more than 160 hours in their vacation leave banks for next year.

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

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Interlocal Agreement between Kendall County, the City of Boerne, and Fair Oaks Ranch for Public Safety and Utilities Communication Services.

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

16. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve blocking off the following streets in Comfort for the annual Christmas in Comfort event starting on Friday, November 26, 2021 at noon through midnight on Saturday, November 27, 2021: 7th Street between Highway 27 and Main Street, High Street from 6th Street to 806 8th Street, and 8th Street at the north corner of High Street and just past the entrance to Simply Comfort, on the south side of High Street.

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

17. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve closing the following streets in Comfort for the Christmas in Comfort Parade on Saturday, November 27, 2021 from 6:30 p.m. to 9:30 p.m.: Idlewilde Boulevard, Daniel Drive, Edgewood Drive, part of Hwy 87 and part of Hwy 27; and from 6:00 a.m. to 11 p.m. to block the following areas to through traffic: Lindner Avenue, High Street from Lindner Avenue to 5th Street, 5th Street from High Street to Broadway, Broadway from 5th Street to 7th Street, and 6th Street from Broadway to Main Street.

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

18. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant the Comfort Chamber of Commerce's request to allow public parking on the north portion of the County Property at Main and 8th Streets known as Faltin Field during the Annual Christmas in Comfort event on November 27, 2021.

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

19. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize a letter required by the Texas Alcoholic Beverage Commission (TABC) from Commissioners Court to the Comfort Chamber of Commerce granting permission to the Chamber to sell beer at its booth at 7th Street and High Street from 10:00 a.m. to 9:00 p.m. on Saturday, November 27, 2021, during the annual Christmas In Comfort event.

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

20. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Engineer's Office to apply for a grant through AACOG to hold a one-time household hazardous waste collection event and approve the Resolution (attached).

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

21. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Preliminary Plat for Cordillera Ranch, Unit 303, in accordance to Sections 202 and 203 of the 1997 Kendall County Development Guidelines and Regulations Rule Book. The proposed subdivision will consist of 40.476 acres, 15 single-family residential lots, 1 non-residential lot, and 2,510 linear feet of roadway with a density of 2.69 acres per lot. The proposed subdivision will be served by central water and On-Site Sewage Facilities.

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

22. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Preliminary Plat for Cordillera Ranch, Unit 304, in accordance to Sections 202 and 203 of the 1997 Kendall County Development Guidelines and Regulations Rule Book. The proposed subdivision will consist of 186.605 acres, 57 single-family residential lots, 1 non-residential lot, and 8,688 linear feet of roadway with a density of 3.27 acres per lot. The proposed subdivision will be served by central water and a combination of central sewer and On-Site Sewage Facilities.

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

Commissioner Chapman left the meeting at 11:02 a.m.

23. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Plat Revision of Outlot 55A, Town of Comfort, Kendall County, Texas in accordance to Section 209 of the Kendall County Development Rules and Regulations. The proposed Plat revision of the parent tract consisting of 37 acres, will create five tracts (55A-1 through 55A-5).

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

24. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the financial guarantee for Comfort Outlot 55A Plat Revision in the form of Cashier's Check for \$11,600.00, for submittal and approval of a Letter of Map Revision through FEMA.

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

25. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Development Plan for Doc Holladay Business Park. The proposed business park will consist of six lots to be served by individual well and OSSF.

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

26. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve a contract with Kofile to scan legacy development files.

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

27. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the request to purchase a vehicle for the County Engineering Department.

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

28. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the recommended vendors by the Road & Bridge Department for Road Material Bid # 2022-02 for Fiscal Year 2022.

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

29. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the 2021 Property Tax Levy Roll Total of \$28,999,982.39.

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

Being no further business, the meeting was adjourned at 11:24 a.m.

EXAMINED AND APPROVED THIS 25th DAY OF OCTOBER 2021.

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

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