

**THE STATE OF TEXAS**

**COUNTY OF KENDALL** BE IT REMEMBERED, that the Commissioners' Court of Kendall County, Texas, was begun and held at a Special Called Meeting at the Courthouse in Boerne, Texas, on the 15th day of May 2023.

**Present:** SHANE STOLARCZYK, COUNTY JUDGE  
CHRISTINA BERGMANN, COMMISSIONER, PCT. #1  
ANDRA M. WISIAN, COMMISSIONER, PCT. #2  
RICHARD CHAPMAN, COMMISSIONER, PCT. #3  
CHAD CARPENTER, COMMISSIONER, PCT. #4  
PAULA PFEIFFER, DEPUTY COUNTY CLERK

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The meeting was called to order at 9:03 a.m.

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- I. Pursuant to Texas Government Code § 551.071 (Attorney Consultation) and § 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. Consideration and possible action regarding Surplus North Tract No. 1**
  - 2. Discussion and possible action regarding the purchase of office/warehouse/and other space for the county**
  - 3. Discussion and possible action property inspection 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. Discussion and possible action on Opioid Settlement**

**At 10:30 a.m. the Court closed Executive Session, and went into Open Session**

**1. THE STATE OF TEXAS**

**I-1**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to take all appropriate action on authorizing the Judge to exercise Kendall Counties priority right to purchase TXDOT real property.

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

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I-3 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to make all appropriate actions on a contract for a building inspection services pending legal review and approval by the office of General Counsel with Compass Inspection in the amount not to exceed \$2,820.00.

Motion was made by Commissioner Bergmann, seconded by Commissioner Wisian, and carried by a vote of 4-1 with Commissioner Chapman voting against.

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II-1 COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to authorize the County Judge to execute the settlement participation and release forms regarding settlement offers in the matter of Texas Opioid Multidistrict Litigation for the County in the matter of County of Kendall vs Perdue Pharma LP and others.

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

Being no further business, the meeting was adjourned at 10:35 a.m.

EXAMINED AND APPROVE THIS 12TH OF JUNE 2023

/s/ Shane Stolarczyk
COUNTY JUDGE
KENDALL COUNTY, TEXAS

ATTESTED: /s/ Denise Maxwell
COUNTY CLERK
KENDALL COUNTY, TEXAS

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.