

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 July 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 9:00 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 June 28 and July 7 and 8, 2021.**

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

3. **Service Award for Retirement: Dorothy Schindler, Sheriff's Office (16 years)**

4. **THE STATE OF TEXAS**

COUNTY OF KENDALL **It is ordered by the Commissioners' Court of Kendall County, Texas, to approve amending the FY2021 budget through regular budget adjustments (attached).**

Motion was made by Commissioner Elkins, seconded by Commissioner Bergmann, 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 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 with Commissioner Elkins abstaining from any matters related to GVTC.

6. **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.

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 April & May 2021 (attached).

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

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

9. PUBLIC COMMENTS:

- Larry Bittle, General Manager of Canyon Lake Water Service Company, introduced himself to the Court and said that his company had filed with the Public Utility Commission of Texas for a sale transfer merger of the Kendall West Utility System.
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10. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to assess an administrative penalty of \$500.00 per day beginning February 25, 2021 through July 11, 2021 against Newsom Vineyards @ Comfort, LLC.

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

11. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to grant the request for relief from road frontage and platting requirements in accordance to Sections 101 and 102 of the Kendall County Development Rules and Regulations for the proposed division to create a 10.131-acre tract out of a 66.755-acre parent tract. Access to the proposed tract would be over a 60-foot wide easement for roadway purposes to Holiday Road (Amber & Donald Boerner).

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

12. This item was pulled concerning the request for relief from road frontage and platting requirements for 33 Lost Valley Road for the proposed division to create four tracts of 10(+) acres and a 59-acre tract out of a 99.58-acre parent tract (Kyle Greco, Boerne Assets, LLC). No action was taken.

13. 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 76A, Town of Comfort, Kendall County, Texas in accordance to Section 209 of the Kendall County Development Rules and Regulations to create Outlot 76A-1, a 21.669-acre tract and Outlot 76A-2, a 1.954-acre tract out of a parent tract of 23.623 acres.

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

14. Sheriff Auxier gave the court information concerning the HVAC failure at the Law Enforcement Center training room.

15. THE STATE OF TEXAS

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, to approve executing a contract with Schnabel Engineering as provider for Architectural/Engineering services for providing professional contract administration supporting the rehabilitation of Upper Cibolo Creek Flood Control Structure No. 4.

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

At 9:36 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 551.071 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. Hot Wings

At 10:10 a.m. the Court closed Executive Session and resumed Open Session where there being no further business, the meeting was adjourned.

EXAMINED AND APPROVED THIS 26th DAY OF JULY 2021.

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

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