

**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 22nd day of November 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**

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**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.**

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**2. THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Minutes for November 8, 10, and 15, 2021.

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

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**3. Service Awards:   5 years   Nancy McGilvray, Sheriff's Office**  
                              **20 years   Jason Allen, Road & Bridge**

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**4. 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 in the amount of \$1,022,227.68 (on file).

**Motion was made by Commissioner Durden, seconded by Commissioner Chapman, and carried by a vote of 5-0 with Commissioner Elkins abstaining from any matters related to GVTC.**

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**5. THE STATE OF TEXAS**  
**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to accept the Fees of Office Report for October 2021 as presented (on file).

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

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**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 Chapman, seconded by Commissioner Durden, and carried by a vote of 5-0.**

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7. **PUBLIC COMMENTS: None.**

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

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9. **EMC Jeff Fincke gave updates on Coronavirus COVID-19 for Kendall County.**

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10. **No action was taken concerning the request for relief from the road frontage and platting requirements for the proposed division of a 20-acre tract into a 6-acre tract and a 14-acre tract with access over a proposed 60-foot wide easement for roadway purposes to an existing 50-foot wide ingress/egress easement (Lost Valley Road) to Walnut Grove Road (Jeremy and Ashleigh Holst).**

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11. **Discussion on Kendall County Brush Site Operation.**

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12. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to allow employees to attend the UnitedHealthcare "Sleep for Health" presentation on November 30th from 11:30 a.m. to 12:00 p.m. at no cost to the employee leave banks.

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

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13. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the contract with Gov-Pay for Pre Trial Services to accept credit card transactions.

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

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14. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Cooperative Agreement Between Texas A&M AgriLife Extension Service and Kendall County.

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

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15. **THE STATE OF TEXAS**

**COUNTY OF KENDALL** It is ordered by the Commissioners' Court of Kendall County, Texas, to approve the Right-of-Way Line Agreement with Richard and Kay Dreiss.

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

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16. **No action on the item concerning designating Prime Coat as a sole source provider of a jail shower surface coating.**

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17. No action on the item concerning an agreement with Prime Coat Coating Systems to repair 24 shower stalls in the jail.
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18. The County Auditor presented the Community Supervision and Corrections Department (CSCD) Statement of Financial Position for the fiscal year ending August 31, 2021.
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19. A motion was made by Judge Lux and the motion was seconded by Commissioner Bergmann to approve the resolution concerning the proposal for improvements to Town and Country Manor through tax-exempt bond financing (Resolution Approving The Financing By The New Hope Cultural Education Facilities Finance Corporation Of Health Facilities Located Within Kendall County, Texas), but it failed by a vote of 2-3.
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20. The summary of road activities by Road & Bridge for October 2021 was presented (attached).
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21. The summary of Operations Department activities for October 2021 was presented (attached).
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22. The Court discussed the American Rescue Plan Act (ARPA) funding and other potential capital projects.
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At 11:38 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 551.072 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 Kendall County Firefighters
- III. Pursuant to Section 551.087 to discuss or deliberate regarding commercial or financial information that the Boerne Kendall County Economic Development Corporation ("BKCEDC") has received from a business prospect that the BKCEDC seeks to have locate, stay, or expand in Kendall County and with which the BKCEDC is conducting economic development negotiations; or to deliberate the offer of a financial or other incentive to a business prospect.

At 11:58 a.m. the Court closed Executive Session and resumed Open Session.

**II-1. THE STATE OF TEXAS**

COUNTY OF KENDALL It is ordered by the Commissioners' Court of Kendall County, Texas, that effective today, the Kendall County Firefighter position will be classified as 118.

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

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There being no further business, the meeting was adjourned at 12:00 p.m.

EXAMINED AND APPROVED THIS 13th DAY OF DECEMBER 2021.

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

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